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Local Govt.
33

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, July 24, 1972, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(63) Copy of *Municipal Administration 1972-73*, a course conducted by Queen's University at Kingston, sponsored by the Association of Municipal Clerks and Treasurers of Ontario.

FOR

MISSING

ISSUES

SEE

ARCHIVES

Local Govt.
33

CITY COUNCIL MEETING NO. 15

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ROLL CALL

TABLING OF DOCUMENTS

(63) Copy of *Municipal Administration 1972-73*, a course conducted by Queen's University at Kingston, sponsored by the Association of Municipal Clerks and Treasurers of Ontario.

(64) *1971 Annual Report* prepared by the Ontario Department of Municipal Affairs.

(65) From The Children's Aid Society of the City of Kingston and County of Frontenac submitting monthly statement showing actual expenditures to May 31, 1972.

> *(Note: Copy of statement distributed to each Member of Council on July 14, 1972.)*

(66) Copy of the Minutes of the 1972 Annual Meeting of the Bureau of Municipal Research, the Bureau of Municipal Research President's Report, the 1972 Annual Meeting and the Director's Report, updated information for the Directory of Governments in Metropolitan Toronto, 1971-1972.

(67) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to May, inclusive:

		1971 Jan.-May		1972 Jan.-May
REVENUE:		$222,210.		$205,410.
EXPENDITURES:				
Total Operating Expenses:		$336,069.		$322,749.
Less Revenue:	(-)	$222,210.	(-)	$205,410.
Net Operating Deficit:		$113,859.		$117,339.
Plus:				
Pro-Rated Debenture Charges	(+)	$ 40,875.		$ 41,309.
D.H.O. Survey (KPTS Share)		-		-
New Routes & Services - Promotion, etc.	(+)	3,000.		-
Assets Purchased from Current Revenue		-		294.
		$157,734.		$158,942.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expense so far as know are pro rated.
3) Present Fare Schedule has been in force (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) Reduced Service, New Routes & Transfer Point and Restricted Evening Service were instituted in 1971 as recommended by Consultants

TABLING OF DOCUMENTS (cont'd)

(68) Copy of *A Parent's Guide to Drug Abuse* prepared by the Ministry of National Health and Welfare.

(69) A.M.O. Founding Convention Report prepared by Alderman D. G. Timmins, Delegate, A.M.O. Convention 1972.

(70) Copy of *Canadian Civil Aircraft Register, Quarterly Revision March 31, 1972*, prepared by the Ministry of Transport, Civil Aviation Branch.

MINUTES

That the Minutes of City Council Meeting No. 13, held June 26, 1972, and City Council Meeting No. 14, held, June 28, 1972, be adopted as printed.

COMMUNICATIONS

To be Filed:

(281) From Mr. C. J. Bermingham, Chairman, Grand Theatre Board, stating:

> *"On behalf of the Grand Theatre Board, I would like to again thank you for your fine co-operation and assistance in the recent "Shaw Festival" visit to Kingston. We particularly would like to thank you for the Civic Reception held on Opening Night which was greatly appreciated.*
>
> *Our final tabulation is not as yet complete on costs for the Festival, however, it appears that the financial situation is considerably improved over last year. We will be forwarding a financial statement on the Shaw Festival to City Council as soon as it is available.*
>
> *Many thanks for your help and support in this year's Shaw Festival."*

(282) From Mr. F. D. Millar, Director General, Properties and Utilities, Department of National Defence, advising that the Department [illegible] recently reported that the Artillery Park Building No. 5, Bagot Street, and the land upon which it is situated, surplus to the Crown Assets Disposal Corporation for sale. Since the aforementioned leave and license is not transferable the City encroachment [illegible] be granted to the new purchaser.

(283) From the City Hall Softball Team thanking the Members of Council for their support of the team in the amount of $50.00.

(284) From Mr. Roger Heard, M.I.M.A., Assessment Services, Lennox and Addington, Frontenac Assessment Office enclosing a list of the provincial property in Kingston that is eligible for payment in lieu of taxes in 1972.

(285) From the City of Oshawa notifying that the following City of Kingston resolutions (R.56(1)72) and (R.56(2)72) were not endorsed, concerning the amendment of the General Welfare Assistance Act to provide that a condition for eligibility be that a married woman is prepared to enter a claim for maintenance in Family Court, within 60 days of application, as proof that a breakdown of marriage has in fact occurred and to provide for a disqualification period of one month from the time that application for assistance is made, against any claimant who has voluntarily quit his previous employment or who has been discharged on the grounds of misconduct within the preceding sixty days.

COMMUNICATIONS (cont'd)

(286) From the Hon. C.J.S. Apps, Minister of Correctional Services, Toronto, acknowledging receipt of the following:

(a) copy of letter to Mr. Gerald Patterson, Patterson's Barber Shop, Kingston, regarding the regulations for the barbering industry;

(b) City Council's resolution (R.64(2)72) endorsing the Corporation of the Town of Oakville resolution concerning the amendment to the Planning Act; and

(c) City Council's resolution (R.63(4)72) endorsing the City of Sarnia resolution concerning the controlling of bicycle operations.

(287) From Mr. Gordon Carton, Q.C., Minister of Transportation and Communications, Toronto, advising Council that he has directed a second advance payment of subsidy in the amount of $146,000 to Kingston and stating that the amount is a further 30% of the normal subsidy allocated, rounded to the nearest $50.00.

(288) From the Hon. W. Darcy McKeough, The Treasurer of Ontario, Ministry of Treasury, Economics and Intergovernmental Affairs, Toronto, stating:

"Thank you for your letter indicating Kingston's endorsement of the resolution of the City of Sault Ste. Marie concerning residential property tax reduction payments.

As you are aware, Ontario is not withdrawing property tax relief payments, rather we are introducing a system of property tax credits related to ability to pay to replace the former basic shelter grant. Under the terms of the new plan, homeowners and renters (including roomers and boarders) with low incomes and large families, as well as pensioners and farmers, will, in general, benefit to a greater extent under the new system, while high-income taxpayers, cottagers and non-residents will no longer benefit.

The time lag for benefits accruing to low-income renters and homeowners resulting from the change will be more than compensated by the greater benefits received in the spring of 1973.

Thus, in view of the foregoing comments and as a result of our budgetary constraints, I regret to say that we cannot continue with the rebate in 1972.

With kindest regards,"

(289) From the Hon. W. Darcy McKeough, The Treasurer of Ontario, Ministry of Treasury, Economics and Intergovernmental Affairs, Toronto, stating:

"Thank you for forwarding to me a copy of the resolution passed by the City of London, and endorsed by the Kingston City Council, concerning elimination of the property tax reduction payments.

I sympathize with the point made in the resolution that the changeover to the property tax credit system will create a cash flow problem in 1972. But the advantages to be gained, beginning with the first tax return refunds in early 1973, will far outweigh the present difficulties.

The new property tax credit system reduces considerably the regressivity of property taxes. The amount of credit available to an individual will depend on the size of his family, his assessed property taxes, and the amount of his income. Cottagers will not be able to claim double benefits as they were previously allowed to do. Pensioners and farmers will receive increased benefits over the old system. Pamphlets will be made available, upon request, to municipalities for distribution later this month.

COMMUNICATIONS (cont'd)

(289) (cont'd)

In view of the superiority of the new program, and given our present budgetary constraints, I am sorry to inform you that we cannot reconsider our decision to abandon the basic shelter grants. Also, we cannot increase unconditional grants to municipalities this year.

With kindest regards,"

To be Referred to the City of Kingston Archives and Records Committee:

(290) From Mr. John J. Deutsch, Principal and Vice-Chancellor, Queen's University, Kingston, stating:

"Thank you for your letter of June 30, 1972, concerning City Council's approval of the recommendations of the City Archives and Records Committee.

To the extent that these recommendations affect the University and indicate a commitment on our part, they have my full endorsation. As I mentioned to Alderman Timmins when this matter arose several months ago, we are very pleased to be able to assist the City in this way. The City records dating back, I understand, to 1840 are amongst the most complete and detailed for any Canadian city, and we hope that by having these preserved under proper archival conditions, City administrators, researchers at the University and the general public will be encouraged to explore our past.

I note that Recommendation 3 establishes a position of Archivist of the City of Kingston to be occupied by a nominee of the University. I would, therefore, like to nominate Mr. Ian E. Wilson, acting University Archivist, to this position.

Thank you for your kind words about our Archives staff. I know that as our archivists have been active in the Kingston Historical Society and the Tercentenary, they have felt a special responsibility to assist in making the historic records of the City generally accessible. Like myself, they are very glad that the University and the City can co-operate to achieve this.

With every good wish,"

To be Referred to the Parks, Recreation and Property Committee:

(291) From Mr. R. J. Kennedy, Vice-Principal, Administration, Queen's University, Kingston, stating:

"Reference is made to my letter of May 2, 1972 which notified you of our intention to seek Provincial financial support for the construction of eight tennis courts on the West Campus, and that if financial support were authorized the courts would be available to the community as well as to members of the University when not required for educational or organized University purposes.

It has now been decided not to accept Provincial financial support for this purpose. Instead, the cost of construction of the tennis courts will be financed with University funds. A copy of my letter of July 3, 1972 to the Ministry of Colleges and Universities notifying them of this decision is attached.

Despite this decision, it is still the intention of the University to make the courts available to the community when not required for educational or organized University purposes on the basis of the proposed regulations for use of the courts which I forwarded to you with my letter of June 7, 1972."

COMMUNICATIONS (cont'd)

To be Referred to the Traffic and Streets Committee:

(292) From Mr. Murray F. Cheetham, Director, Information Services Branch, Ministry of the Environment, Toronto, requesting Kingston to support the 'anti-litter' campaign by making local use of the enclosed materials as posters and also attaching order form.

To be Referred to the City of Kingston Planning Board:

(293) From the Ministry of Treasury, Economics and Intergovernmental Affairs, a copy of letter to the Ontario Housing Corporation, Toronto from K. Qureshi, Acting Senior Planner, Subdivisions Section, Plans Administration Branch, stating:

> *"City of Kingston - Lot 5, Blocks 58 and 59, RP 54. - Our File number 10T-22512.*
>
> *Pursuant to section 33(12) of The Planning Act, the Minister's conditions of draft approval dated June 27, 1972 are amended as follows:*
>
> *(4) That the owner, under the supervision of a qualified horticulturalist, nurseryman or landscape architect, plant a buffer strip of ten feet or more in depth along the north side and the west side of the Hydro Electric Power Commission substation property on Mary Street. The type of shrubs and trees to be planted shall be discussed with Public Utilities Commission of the City of Kingston prior to planting and this planting should form, at maturity, a thick dense buffer between the Hydro substation and the structures to be erected on Lots 45 and 46, and Lots 63 to 72 inclusive."*

(294) From Mr. F. Klenavic, 302 Arrowhead Place, Kingston, stating:

> *"Re - Proposed Glenarden - Strathcona Subdivision*
>
> *The City Planning Board recently held two public meetings the last one on the 15th of June 1972 to present a proposal to develop 72.5 acres adjacent to the existing Glenarden - Strathcona area. The proposal envisages a development of two-family, row housing and apartment units as well as single dwellings in an area now zoned R 1 A Residential (single family) and therefore requires the area to be rezoned. The reasons put forward for such a change are:*
>
> *(a) The developer has applied for rezoning.*
>
> *(b) The "Official City Plan" envisages multiple dwelling units in the area.*
>
> *(c) The city needs housing of this type.*
>
> *(a) above requires no comment. With respect to (b) no explanation was provided as to why the "Official City Plan" disregarded the present zoning other than there is a shortage of development land in Kingston. With regard to (c) it is not understood why multiple housing cannot be constructed in areas now zoned for the purpose.*
>
> *In view of the above it is requiested that this letter be accepted as a formal protest and objection by the undersigned to any change to the present zoning. It is further respectfully requested that I be informed of any further meetings and/or deliberations concerning the proposed subdivision."*

COMMUNICATIONS (cont'd)

To be Referred to the City of Kingston Planning Board: (cont'd)

(295) From the Ministry of Treasury, Economics and Intergovernmental Affairs, Subdivisions Section, Plans Administration Branch, Toronto, enclosing questionnaire form concerning City of Kingston Plan for G. S. Parkhurst, Lot 7, Conc. WGCR, RP 450, Lots 9 - 15 inclusive, and requesting Planning Board or Council if they have any other suggestions, information, or conditions to add to the questionnaire form to set them out in an attached letter and return to the Ministry for recommendation.

(296) From Mr. J. D. Curtis, Secretary-Treasurer, Ontario Soil and Crop Improvement Association, notifying Council of the Land Use Conference sponsored by the Ontario Soil and Crop Improvement Association, December 12 to 13, 1972, and stating that an invitation along with printed program and registration forms will be mailed early this Fall.

To be Referred to the Finance and Accounts Committee:

(297) From the Hon. W. Darcy McKeough, Treasurer of Ontario and Minister of Economics and Intergovernmental Affairs notifying heads of Councils of Municipalities participating in The Ontario Municipal Employees Retirement System of general information related to the participation of councillors in OMERS, which has been discussed with the Provincial Municipal Liaison Committee.

(Copies distributed to each Member of Council with Council Agenda.)

(298) From the Association of Municipalities of Ontario, Toronto, enclosing a copy of the report of the Association's special committee on Bell Canada, dealing with the subject of the Company's most recent application to the Telecommunications Committee of the Canadian Transport Commission, and a summary of the resultant decision from that Committee.

(299) From the City of London requesting that their following resolution be endorsed:

> *"That the Retail Sales Tax Branch of the Department of Revenue for Ontario be advised that the City of London objects to the Branch's procedures of taking no actions to collect retail sales tax arrears from businesses until the City has taken action to distrain for arrears of municipal taxes following which the Branch proceeds to seize the money which the City has recovered.*
>
> *That the City protest to the Minister of Revenue that, in the event the City distrains and the Sales Tax Branch does not, then the cost of distraining should be a first charge against the amount covered and the balance should be split on a 50-50 basis, and that the Honourable Minister be advised that failing such an arrangement, the City proposes to take no action whatsoever and will leave the matter entirely to the Sales Tax Branch unless the estimated recovery from the distraining and sales of assets is sufficient to cover the sales tax arrears and to leave a balance in the City's favour; it being pointed out that in approximately five successive incidences where the City has exercised its right of distraint for unpaid taxes, the Department of Revenue has, without any prior notice, waited until the goods have been sold and turned into money in the bailiff's hands and then forwarded a demand to the bailiff for all of the proceeds less the bailiff's costs and the bailiff therefore is unable to comply with the instructions of his principal as directed by the Legislation under which he is licensed."*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(300) From Mr. R. J. A. Quenneville, Sec. Treas. Manager, Kingston Housing Authority, Kingston, stating:

> *"Aldermen in Wards where units of Rent-Geared-To-Income Public Housing are situated, are continually besieged with calls from residents in, and adjoining these projects, in relation to scattered garb age. Also, other city officials, probably yourself included, are similarily complained to.*
>
> *In an effort to control this garbage problem, our Board would like to enquire, if any relief from Garbage Frontage Rates could be granted, should the Board contract for container pick-up and disposal of this garbage? It is our considered opinion, that container disposal, would eliminate the problem.*
>
> *This problem is most severe at times when garbage pick-up is cancelled by the city, due to a statutory holiday. It is less severe, at other times. We would like to work with the city, towards a solution to the problem, and this is a suggestion put forward. We are prepared to consider any other alternative, that would resolve this matter. Please advise us to the city's position on this matter. Thank you for your assistance."*

To be Referred to the Fire, Legislation and Housing Committee:

(301) From the Minister of State for Urban Affairs, Ottawa, copies of the following:

(a) News Release from the Minister of State for Urban Affairs concerning Basford Approval of NHA Funds For Mundy Pon Rehabilitation, St. John's, Newfoundland;

(b) Letter from Ron Basford, Minister of State, Urban Affairs, to Mr. D. Graham Emslie, President, Canadian Association of Housing and Renewal Officials, Development Department, Toronto, concerning amendments to the National Housing Act in the field of urban assistance;

(c) Extracts from Remarks by Jack McNie, M.P.P., Hamilton West, to the Legislature, March 27th, 1972;

(d) Canadian Association of Housing and Renewal Officials Newsletter, National Housing Act Amendments;

(e) Extract from "A Better Place to Live" A Model Occupancy and Maintenance By-Law;

(d) Maintenance By-Law and Rehabilitation Bibliography.

To be Referred to the Fire, Legislation and Housing Committee:

(302) From the Corporation of the Borough of Scarborough notifying that the Borough has advised the manufacturer of the proposed disposable milk cartons, that they view with disfavour the adoption of this type of packaging and recommending that all Municipalities endorse the foregoing action.

Which Has Been Referred to the City of Kingston Planning Board:

(303) From Mr. Jack Morgan, 354 Weller Avenue, Kingston, application to rezone 354 Weller Avenue, Lot 1, Plan 450, Township West of the Great Cataraqui from Industrial to Residential R3 as the Diesel repair shop is located in the residential area at the present time and it is believed that the area should be re-zoned as a residential area as to conform to the overall character of the neighbourhood.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board: (cont'd)

(304) From Mr. Reginald A. Greenwood, Greenwood Bros. Limited, Kingston, advising that for the time being they wish to withdraw their application for a zone change to amend the Official Plan and Zoning By-Law 3078 from Industrial to Commercial with respect to the Dalton Avenue property.

Which Has Been Referred to the Traffic and Streets Committee:

(305) From Mr. Garth Scott, 768 Portsmouth Avenue, Kingston, a brief concerning Traffic Control in the City of Kingston.

(Copies distributed to each Member of Council with the Council Agenda.)

(306) From Mr. J. K. Fee, P. Eng., General Manager, Public Utilities Commission, commenting on the following items listed on the Abeyance List of the Traffic and Streets Committee:

Item 1: Bus Transfer - Brock Street
Item 2: Parking Control - Pine Street
Item 3: Bus Shelter - 123, 125 Van Order Drive
Item 4: Bus Stop - Bagot Street
Item 5: Bus Stop - Yonge Street

(307) From Mr. J. K. Fee, P. Eng., General Manager, Public Utilities Commission, stating:

> *"This is further to my letter of June 21st, 1972 in connection with the relocation of the present bus stop on Bagot Street at Brock Street and the provision of 1 car parking space in the Robert Bruce Lot to provide a waiting area for bus passengers.*
>
> *We have received verbal permission from the Canadian Imperial Bank of Commerce at the corner of Bagot and Brock Streets to locate a bus stop shelter on their parking lot on Brock Street provided that a suitable waiting area for bus passengers is established in one car space of the Robert Bruce Lot on Bagot Street.*
>
> *With the installation of a shelter on Brock Street and a waiting area on Bagot Street, the condition at the entrance to the Bank would be alleviated.*
>
> *In order to take advantage of the Bank's offer, we would therefore like to obtain a waiting area in the Robert Bruce Lot whether the bus stop at the corner of Bagot Street and Brock Street is relocated or not.*
>
> *Since the bus shelters are due for delivery next week, we would appreciate a decision on this matter at your earliest convenience."*

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(308) From Mr. R. K. Cleverdon, P.Eng., Director, Construction Safety Branch, Ontario Department of Labour, Toronto, stating that on June 22, 1972, the Honourable Fern Guindon, Minister of Labour, introduced a Bill in the Legislature which, when enacted, will be known as The Construction Safety Act, 1972 and enclosing a copy of this Bill to allow interested parties to examine the various sections during the summer months and provide the Ministry with suggestions on its effectiveness.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Fire, Legislation and Housing Committee: (cont'd)

(309) From the Hon. W. Darcy McKeough, Treasurer of Ontario, Ministry of Treasury, Economics and Intergovernmental Affairs, stating that as a result of discussions at meetings of the Provincial-Municipal Liaison Committee the Cabinet has decided to authorize a provincial-municipal review of the construction safety, fire safety and septic tank inspection field before final provincial policies are established. A provincial-municipal task force has been appointed to conduct this review and terms of reference established and in pursuant of these objectives, matters such as existing arrangements possible alternatives, possible general policies, and means of improving the qualifications of safety inspectors are to be examined. He stated further that if Council have any views on the inspection function in general or on the handling of particular inspection matters, that they send them to Mr. H. I. Macdonald, Deputy Treasurer and Deputy Minister of Economics and Intergovernmental Affairs or to the Municipal Liaison Committee as quickly as possible so that the task force can take them into account.

Which Has Been Referred to the Finance and Accounts Committee:

(310) From Mr. M. J. Ewart, Purchasing Agent, City of Kingston, a memorandum stating:

> *"Three bids only were received in response our request for quotations for the subject services:*
>
> **Arch Norman $.75 per packet*
> *D & E Delivery Service $.75 per packet*
> *Norm's Delivery Service $.60 per packet*
>
> **$.25 extra if signature required.*
>
> *Quotations were invited from all known sources of service.*
>
> *Basis of bid are attached - Cost per annum (.60 x 14 x 52 = $436.80)"*

PETITIONS

REPORTS

REPORT NO. 76

TO THE MAYOR AND MEMBERS OF COUNCIL. KINGSTON, July 18, 1972.

The Traffic and Streets Committee reports and recommends as follows:

1. That the account of the Public Utilities Commission in the amount of $373.42 for installation of a traffic light pole at Bath Road and Sir John A. Macdonald Blvd. be approved for payment.

2. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

   (1) That the following bus stop be deleted from Section 10 (b):

   BAGOT STREET W/S AT BROCK from Brock northerly 80 feet.

   (2) That the following areas be deleted from Section 18 so that no vehicle shall be parked at any time:

   BAGOT STREET 30 feet south of Princess St. to 47 feet south of Princess Street.

   West Side - Parallel parking 12 minute time limit - 2:00 a.m. to 6:00 p.m.

   BAGOT STREET 47 feet south of Princess St. to 134 feet south of Princess St.

   West Side - parallel parking 1 hour time limit - 2:00 a.m. to 6:00 p.m.

   BAGOT ST. 134 feet south of Princess St. to 151 feet south of Princess St.

   West Side - parallel parking 12 minute time limit - 2:00 a.m. to 6:00 p.m.

   (3) That the following bus stops be added to Section 10 (b):

   BAGOT STREET W/S at Princess St. from Princess Street to 151 feet south of Princess St.

   BROCK ST. N/S at Bagot from Bagot St. to 63 feet east of Bagot St.

   (4) By adding to Section 18 the following to provide that no vehicle shall be parked in that area:

   BAGOT ST. W/S from Brock Street to 80' northerly.

Respectfully submitted,

CHAIRMAN.

REPORT NO. 77

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, JULY 6, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS on February 14, 1972, Council passed By-Law No. 7264 to require a minimum area of 1,550 square feet per unit for all multiple family residences in the C, Cc, D and E Zones of By-Law 3077; and,

   WHEREAS on the same date Council directed the Building Inspector to enforce this By-Law; and,

   WHEREAS the proposed development of Independent Recovery and Adjustment Limited at 269 Rideau Street does not conform to the aforementioned by-law yet was justifiably committed to development under the regulations of By-Law 3077 prior to the passing of By-Law No. 7264;

   THEREFORE BE IT RESOLVED that the following property be exempted from By-Law No. 7264 (Area Requirements C, Cc, D and E zones) as it amends By-Law 3077:

   "The 0.43 acre parcel of land on the east side of Rideau Street where Charles Street intersects, measuring approximately 67 feet by 277 feet, and being Part of Farm Lot A, WGCR, and presently identified as 269 Rideau Street by Civic Number, subject to execution of a site plan agreement by the applicant.".

2. WHEREAS application has been made to the Minister of Economics and Intergovernmental Affairs by Mr. G. S. Parkhurst for approval of a plan of re-subdivision of Lots 9 to 15 inclusive and Noble Street, Reg. Plan No. 450 on the south side of Weller Avenue; and,

   WHEREAS under the proposed Rideau Heights Redevelopment Scheme - Phase II, one of the goals was to redevelop this portion of Weller Avenue by demolishing existing sub-standard dwellings and creating smaller lots; and,

   WHEREAS the proposed subdivision will aid in implementation of the above goal; and,

   WHEREAS the plan is in conformity with the Official Plan and Zoning By-Law; and,

   WHEREAS the plan appears to be appropriate for the area;

   THEREFORE BE IT RESOLVED that the aforementioned plan of subdivision prepared by Humphries & Burgham, O.L.S. dated June 12, 1972, be recommended for approval to the Minister of Economics & Intergovernmental Affairs subject to the imposition of the following as conditions of subdivision approval:

   (a) That approval of the Committee of Adjustment for minor variance with respect to the width of Lots 11 & 12 which at 41.5 ft. each are below the minimum width of 50 ft. as prescribed by the applicable zoning by-law.

2. (cont'd).

(b) That under the authority of Section 33 (8) of The Planning Act, the City be paid cash in lieu of the 5% dedication of land for public purposes other than highways.

(c) That the developer enter into the City's standard subdivision agreement to provide services satisfactory to the Municipality and the Public Utilities Commission.

Respectfully submitted,

REPORT NO. 78

Kingston, Ontario,
July 13, 1972.

To the Mayor and Members of Council:

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Glidden Company in the amount of $301.60 for the supply of paint and painting materials, as a charge against repairs and maintenance of buildings, be approved for payment.

2. That the account of Burns Foods Limited in the amount of $1,135.92, for supplies of meat for Rideaucrest Home for the months of May and June 1972, be approved for payment.

   NOTE: Supplies of meat are not included in the quarterly tenders, but competitive prices are obtained.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No. 79

July 17, 1972

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the time limit on Cut Permit issued to Beaver Seaway Ltd for relocation of services at the Traffic Circle be extended by ten days due to the fact that work was delayed by weather conditions and by Public Utilities Commission tests.

2. That the following accounts be paid -

Alton Hadley Ltd - $419.86 - equipment repair parts
McGinnis & O'Connor Ltd - $696.26 - stone for road cuts
Compass Plastics Ltd - $731.57 - 10,000 poly bags
Fisher Scientific Co Ltd - $548.16 - 1 Still for River St Pumping Station
Amac Equipment Ltd - $541.16 - sewer rods

3. That the tender of L.M.Welter Ltd., in the amount of $66,001.00, for construction of sanitary sewer in Weller Ave and Weller Place in accordance with plans and specifications prepared by the City Engineering Department be accepted being the lowest tender received, subject to the receipt of Ontario Municipal Board approval of the project.

4. That the rate of $1.00 per 1000 gallons for disposal of sewage from Township of Pittsburg holding tanks be revised to $5.00 per tank truck load.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No. 80

July 19, 1972.

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Hand Chemical Industries Ltd - $531.98 - fireworks
Amherst Sales - $533.23 - 2 power scythes

2. That the parking regulations applicable to the City Park be not enforced during the period of the Shark World Regatta 1972 from August 20 to August 25, 1972.

3. That nine rolls of bunting stored in the City Hall be sold to St. George's Church for the sum of $1.00.

Respectfully submitted,

Chairman

REPORT NO. 81

Kingston, Ontario,
July 20, 1972.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as requested by Queen's University students, permission be granted for them to provide "Shoe Shines" on the streets of Kingston on Friday, September 15th, 1972; with all proceeds to be given to the Cystic Fibrosis Foundation.

2. That, as recommended by the Chief Building Inspector and the Kingston, Frontenac and Lennox and Addington Health Unit, a by-law be presented to Council to amend By-Law No. 7131, "A By-Law to Provide for the Licensing and Regulating of Public Halls," to provide that the words, "it meets public health standards" be deleted from Section 4(f) and that the following words be substituted therefor - "the plumbing fixtures meet the requirements of The Theatres Act and the National Building Code," so that Section 4(f) would read as follows:

   "4(f) Every application for a public hall license shall be accompanied by a certificate signed by the Director of the Kingston, Frontenac and Lennox and Addington Health Unit, certifying that he has inspected the building in respect of which the application is made and is satisfied that the plumbing fixtures meet the requirements of The Theatres Act and the National Building Code."

3. That the following questions be submitted to the electors in the 1952 annexed portion of the City of Kingston at the municipal election on December 4th, 1972:

   1. Are you in favour of the establishment of Government stores for the sale of liquor?
   2. Are you in favour of the establishment of Government stores for the sale of beer only for residence consumption?
   3. Are you in favour of the authorization of Ontario wine stores for the sale of Ontario wine only for residence consumption?

4. That, as requested by the Canadian Federation of Amateur Baseball, the week of July 23rd to July 29th, 1972 be proclaimed as "Amateur Baseball Week" in Kingston.

5. That, as recommended by the Ontario Department of Labour, a by-law be presented to Council to appoint Mr. R.K. Cleverdon, P. Eng., Director, Construction Safety Branch, Ministry of Labour of Ontario, and those persons who are inspectors of the Ministry of Labour under The Public Service Act, to enforce the Construction Safety Act and Regulations thereunder in the City of Kingston, at no cost to the municipality, until Bill 198, "The Construction Safety Act, 1972" is enacted; said appointments to be effective on the 25th day of July, 1972;

- and -

that By-Law No. 4064, "A By-Law to Authorize the Appointment of Inspectors Under the Construction Safety Act, 1961-62," be repealed.

6. That, as recommended by the Public Works Committee, no action be taken on the recommendation of the Ontario Department of Labour to appoint Mr. R.K. Cleverdon, P. Eng., Director, Construction Safety Branch, Ministry of Labour of Ontario, and those persons who are inspectors of the Ministry of Labour under The Public Service Act, to enforce the Trench Excavators' Protection Act and Regulations thereunder in the City of Kingston, at no cost to the municipality, until Bill 198, "The Construction Safety Act, 1972" is enacted; since municipal employees who have been appointed inspectors under existing legislation have been doing this work satisfactorily as part of their duties without any recognition.

7. That By-Law No. 5125, "A By-Law Establishing Schedules of Retention Periods for Certain Documents to be Kept by the City of Kingston and Certain Boards Thereof," be amended to permit the Committee on Records and Archives to recommend which records should be destroyed and which transferred to the City of Kingston Archives.

8. That, as recommended by the Housing Sub-Committee:

WHEREAS it is reported that the Frontenac County Board of Education is proposing to develop a site owned by them on the west side of Portsmouth Avenue, south of Johnson Street, of 19.5 acres more or less, for commercial purposes in the construction of an administration building; and

WHEREAS this property is zoned for residential purposes and is best suited to that use; and

WHEREAS there is a serious shortage of serviced land for home building in Kingston:

THEREFORE BE IT RESOLVED that the Frontenac County Board of Education be asked to consider the use of another site for such a building, thereby making the Portsmouth Avenue site available for residential development.

9. That, since the amendments to rezone the area in question under By-Law No. 3078 and the City's Official Plan have been approved by the Ontario Municipal Board, Council concur in the recommendation of the Board of Directors of Ontario Housing Corporation that the contract for the following units of rent-geared-to-income housing be awarded to Headway Corporation Limited, for construction on land located on the north side of Weller Avenue and Wiley Street:

Family Housing - 184 units, consisting of sixteen 2-bedroom, one hundred and thirty 3-bedroom, and thirty-eight 4-bedroom units at a total estimated price, including land, of $2,947,740.00, with an average price of $16,020.; and

Senior Citizen Accommodation - fifty-two 1-bedroom units at a total estimated price, including land, of $530,400., with an average price of $10,200.; and further

That the 62 units of family housing which had been scheduled for construction on Guthrie Drive in Crestview Subdivision, also be constructed by Headway Corporation Limited at Weller Avenue and Wiley Street.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 82

Kingston, Ontario,
July 19, 1972.

To the Mayor and Members of Council:

The Committee on Finance and Accounts rep rts and recommends as follows:

1. That the following resolution of the City of Cornwall be endorsed:

   "WHEREAS the Federal Government grants for youth are now paid directly to the various groups;

   AND WHEREAS there does not appear to be any coordination of the programs within the municipality;

   NOW, THEREFORE, the Council of the Corporation of the City of Cornwall hereby requests that all applications to the Federal Government for grants for youth be processed through the municipality where the youth resides;

   THAT they be approved by the municipality;

   AND THAT the money be forwarded by the Federal Government to the municipality for distribution to the youths concerned."

2. That, since the real estate transaction concerning the acquisition of the former Notre Dame Convent property developed into an out-of-the ordinary one because of the investigation of title being both complicated and time consuming, a fee in the amount of $753.75, being 75% of the fee based on the Frontenac Law Association Tariff, be approved for payment to Mr. D.L. Hardtman, Q.C., City Solicitor.

3. That, during the period of renovations to City Hall, the meetings of City Council, Planning Board and Committee of Adjustment, as well as other committees when required, be held in the Frontenac County Council Chambers, Court House, Kingston, it being noted that the City will be responsible for paying the cost of maintenance and housekeeping in the operation of such an arrangement.

   NOTE: Frontenac County Council have given permission for the use of their Council Chambers.

4. That, during the period of renovations to City Hall:

   A. The following City Hall Departments be re-located at the Old Post Office Building, Clarence and Wellington Streets:

      (1) Mayor and Secretary
      (2) Clerk-Comptroller and Staff
      (3) Treasury Department, including Personnel Office
      (4) Tercentenary Office
      (5) Social Services Department
      (6) Commissioner of Works and secretarial staff
      (7) Switchboard

- and -

4. (cont'd)

B. The following City Hall Departments be re-located at the Public Utilities Commission Building, 19 Queen Street:

(1) Industrial Commissioner and Secretary
(2) Building Inspector and staff
(3) Parking Authority
(4) Purchasing Agent and Secretary
(5) Administrator, Traffic and Streets; and Assistant to Administrator
(6) Planning Department
(7) Print Shop and Mailroom
(8) Meter Mechanics

- and -

C. The engineering, drafting and field staff of the Public Works Department be re-located on the second floor of the Morton Street Warehouse at 440 King Street West.

5. That, as recommended by the Parks, Recreation and Property Committee, the acceptance of the Bell Canada quotation, in the amount of $2,402.00, to install a switch board in the Old Post Office Building at Clarence and Wellington Streets to service all City Departments during the period of City Hall renovations, be confirmed.

6. That the tender of Norm's Delivery Service of 60¢ per packet for pickup and delivery of 14 envelopes for Aldermen on a weekly basis, being the lowest of three Tenders received, be accepted.

7. That acceptance of the tenders, as recommended by the Purchasing Agent, for Petroleum Products, as shown on Summary of Tender No. 72-34, a copy of which is attached to the official copy of the Minutes of Meeting No. 33 of the Finance and Accounts Committee held on July 19th, 1972, be approved.

8. That the account of National Cash Register Co. Ltd. in the amount of $400.00, for systems services charge re overtime and retroactive payroll programs, be approved for payment.

9. That the account of Industrial Label and Tape Service Ltd. in the amount of $442.25, for Tercentenary labels, be approved for payment.

10. That the following budget appropriation transfer be approved to absorb the deficit incurred by the Grand Theatre on the Board sponsored Shaw Festival presentation, "Misalliance," held on June 8th, 9th and 10th, 1972:

	Increase	Decrease
GRAND THEATRE		
Expenditures - Performance Fund	$502.98	-
FINANCE COMMITTEE		
UNCLASSIFIED - Contingencies	-	$502.98

11. That, as recommended by the Industrial Commission, a by-law be presented to Council to authorize the sale of four acres, more or less, having a frontage of 620 feet on Lappan's Lane and a depth of approximately 315 feet, of City owned land lying on the west side of Lappan's Lane between the Hydro easement to the south and the CNR mainline to the north, save and except for a 26' strip of land on the west side of Lappan's Lane to be retained by the City for road widening purposes, subject to the following conditions:

(1) Price per acre - $1,200.00;

(2) Legal and survey costs to be assumed by the purchaser;

(3) Filling of the land that is acquired to be in conformity with the Conservation Authority plan;

(4) An office building of at least 25' x 28' in area and suitable parking to be completed within two years from the date of purchase;

(5) The purchaser will assume the following costs for services:

WATERMAIN	$0.78 per foot frontage for 15 years, plus cost of lateral service
SANITARY SEWER	$1.24 per foot frontage for 15 years, plus cost of lateral service
CULVERT AND DRIVEWAY RAMP	Actual cost
SEWER SURCHARGE	$0.17 per square foot over 3,000 square feet of building.

12. That the account of Mills Office Suppliers Limited in the amount of $480.00 to renew the service contract on A.B. Dick model 360 Offset Printing Machine and Blanket Attachment, which provides for 12 inspections per year, from July 1972 to June 1973, be approved for payment.

13. That, as recommended by the Airport Committee, and as concurred in by the Industrial Commission, a by-law be presented to Council to authorize the purchase of the Norman Rogers Airport from the Ministry of Transport, Canada, subject to the following conditions, and as more fully set forth in a letter from the Minister of Transport dated July 6th, 1972:

(1) The Ministry will transfer title of the Airport to the City of Kingston when the value of improvements made to the Airport by the City, and approved by the Ministry of Transport, have equalled the agreed value of the Airport (approximately $138,000.);

(2) The City shall be responsible for legal and survey costs;

(3) The City shall be responsible for the preparation of plans and specifications for the proposed improvements and their approval by the Ontario Region;

13. (cont'd)

(4) The Real Estate Branch of the Department of Public Works, on behalf of the Ministry of Transport, shall be responsible for preparation of a recommendation to Council to authorize the agreement of sale and subsequent issuance of Letters Patent to the City once the City has invested an amount equal to the value of the Airport;

to be financed as follows:

$100,000., plus accrued interest, from Reserve Fund for acquisition of industrial land, subject to the approval of the Ministry of Treasury, Economics and Intergovernmental Affairs; and

the balance of $38,000. to be provided from the 1972 10% down payment on Capital Expenditures.

14. That, as recommended by the Parks and Property Administrator, the matter of extremely high water levels this year, which have caused many problems in the operations of the Parks, Recreation and Property Department, such as waterfront safety control and flooding of Belle Park Drive, be immediately brought to the attention of the St. Lawrence Seaway Authority, since these high water levels are due to control measures exercised by the St. Lawrence Seaway Control Gates.

15. That, as recommended by the City Treasurer, the following budget appropriation transfers be approved to provide for wage increases, as approved by Council:

EXPENDITURES	Acct. No.	Increase	Decrease
Kingston Planning Board - Salaries	4101	$ 988.	-
Finance - Salaries	3001	9,103.	-
Industrial Comm.	309-01	835.	-
Grand Theatre	4601	245.	-
Engineering	311-01	35,000.	-
Public Works			
- City Yard	313-01	749.	-
- Sidewalks	313-85	472.	-
- Pavements	314-03	3,217.	-
- Unpaved Roads	314-22	703.	-
- Winter Control	314-35	4,073.	-
- Sidewalk Sanding & Snow Removal	314-53	1,124.	-
- Street Cleaning	314-60	1,316.	-
- Mntce. Sewers	315-01	1,404.	-
- Sewage Pumping Stn.	316-02	2,260.	-
- Winter Pol. Control	317-02	1,300.	-
Rideaucrest			
- Supt.	9901	348.	-
- Permanent Staff	9902	14,740.	-
- Temporary Staff	9903	2,727.	-
Social Services	3701	3,183.	-
Traffic and Streets			
- Salaries	3601	802.	-
- Wages	362-01	890.	-
Parks - Marina	3270	320.	-
- Adm. Salaries	4201	2,128.	-
- Gen'l Salaries	421-01	780.	-
- Gen'l Wages	421-02	1,875.	-
- Gen'l Equip. Mntce.	421-41	375.	-
- Special Lawn Jobs	421-50	47.	-
- Mntce. Buildings	421-52	175.	-
- Greenhouse	421-60	50.	-

15. (cont'd)

	Acct. No.	Increase	Decrease
EXPENDITURES			
Parks (cont'd)			
- Mntce. Blvds.	421-64	$ 150.	-
- Tree Belts, etc.	421-65	137.	-
- Tree Planting	421-66	125.	-
- Weed Control	421-67	187.	-
- Tree Trimming	421-70	625.	-
- Mntce. Equipment	421-72	50.	-
- Stump Removal	421-76	50.	-
- Dutch Elm Removal	421-77	375.	-
- Parks Development	421-87	225.	-
Recreation			
- Salaries	423-01	523.	-
- Instruction Charges	423-02	38.	-
- Mntce. Equipment	423-43	20.	-
- Mntce. & Improvements	423-56	50.	-
- Mntce. Ball Dia.	423-65	100.	-
- Cont. from Rev. Fund	423-80	75.	-
L.O. Park			
- Salaries	425-01	285.	-
- Camp Expense	425-10	108.	-
- Lands	425-11	624.	-
- Mntce., Bldg. & Property	425-12	108.	-
City Property			
- Salaries	3201	999.	-
- Wages (Seasonal)	3241	658.	-
- Mntce. Property	3250	65.	-
Municipal Golf Course			
- Salaries	3240	346.	-
Youth Centres			
- Wages	428-60	388.	-
- Mntce., Bldg. & Grounds	428-63	38.	-
- Cont. Rev. Fund	428-70	18.	-
- Wages	429.01	413.	-
- Mntce., Bldg. & Grounds	429-06	45.	-
- Canteen Wages	429-10	50.	-
- Roller Skating Wages	429-20	28.	-
- Cont. Curr. Rev.	429-29	18.	-
		$98,150.	
FINANCE COMMITTEE			
UNCLASSIFIED			
- Contingencies	3053	-	$98,150.

16. That, as recommended by the City Treasurer, the following budget appropriation transfers be approved to provide for wage increases for Police Department Employees, as approved by the Board of Commissions of Police for the City of Kingston:

	Increase	Decrease
POLICE COMMISSION		
PERSONAL SERVICES		
- Salaries - Policemen	$102,745.	-
- Salaries - Office Staff	1,320.	-
	$104,065.	
FINANCE COMMITTEE		
UNCLASSIFIED		
- Contingencies	-	$104,065.

17. That, as requested by St. Mary's of the Lake Hospital, subject to the concurrence of Queen's University and Kingston General Hospital, a by-law be presented to Council to authorize the execution of an agreement with St. Mary's of the Lake Hospital to permit them to dump excavated material from their new hospital building, which will be under construction shortly, at the breakwater site on King Street, under the same conditions contained in the agreement dated January 10, 1972, with the City, Queen's University and Kingston General Hospital, except that St. Mary's of the Lake Hospital will will not be required to retain a landscape architect or a consulting engineer, since these requirements have been met by Queen's University and Kingston General Hospital.

18. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with J.D. Lee Engineering Limited to design emergency stand-by power equipment, including installation, for the North End Pumping Station, at an estimated engineering fee of $3,000.00, in accordance with approved rates of the Association of Professional Engineers; and that this expenditure of funds, as a charge against the Sewer Capacity Reserve Fund, be approved.

NOTE: Estimated cost of project - $20,000.00.

19. That the account of Marchant Marking Devices in the amount of $589.27 for supplying 5000 White Tercentenary buttons, be approved for payment.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 83

To the Mayor and Members of Council July 10, 1972

The Airport Committee reports and recommends as follows:

1. That as recommended by the Purchasing Agent, instead of replacing the obsolete gas pump a $910., 2 h.p. pump and 120 gallon galvanized tank, including installation, be purchased from Archer Pumps Limited, 24 Lakeshore Boulevard, at a price of $910., this installation to be on a 60 day trial period.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 84

TO THE MAYOR AND MEMBERS OF COUNCIL July 24, 1972.

The Committee of Social Services MAY PRESENT the following report:

1. That the account of Grand & Toy in the amount of $533.09 for new equipment for the Day Care Centre be approved for payment it being noted that this expenditure is subsidized 100% by the Provincial Government.

Respectfully submitted,

CHAIRMAN.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 10 and 17 to 21 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 21 their second reading.

Ald. Webb, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 17 to 21 their third reading.

(e) That By-Laws 11 to 26 be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 2, Report No. 76)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7424)
Clause 2, Report No. 76, 1972.

(2) A By-Law to Authorize the Execution of An Agreement With L. M. Welter Ltd., For Construction of Sanitary Sewer in Weller Avenue and Weller Avenue Place (Contract No. 72-7W)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7425)
Clause 3, Report No. 79, 1972.

(3) A By-Law to Amend By-Law No. 7131, "A By-Law to Provide For the Licensing and Regulating of Public Halls" (Requirements: Plumbing Fixtures)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7426)
Clause 2, Report No. 81, 1972.

(4) A By-Law to Authorize the Execution of An Agreement With Permanent Concrete For the Purchase of Four Acres of Land On the West Side of Lappan's Lane

(FIRST AND SECOND READINGS) (PROPOSED NO. 7427)
Clause 11, Report No. 82, 1972.

(5) A By-Law to Authorize the Sale of Four Acres of Land on the West Side of Lappan's Lane to Permanent Concrete

(FIRST AND SECOND READINGS) (PROPOSED NO. 7428)
Clause 11, Report No. 82, 1972.

(6) A By-Law to Authorize the Execution of An Agreement With the Ministry of Transport (Canada) (Purchase of Norman Rogers Airport)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7429)
Clause 13, Report No. 82, 1972.

(7) A By-Law to Authorize the Execution of a Subdivision Agreement With Mr. G. S. Parkhurst (Lots 9 to 15 Inclusive and Noble Street, Reg. Plan No. 450 On the South Side of Weller Avenue)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7430)
Clause 2, Report No. 77, 1972.

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Purchase of the Norman Rogers Airport

(FIRST AND SECOND READINGS) (PROPOSED NO. 7431)
Clause 13, Report No. 82, 1972.

(9) A By-Law to Authorize the Execution of An Agreement With St. Mary's Hospital To Permit Dumping of Excavated Material From New Hospital Building At Breakwater Site on King Street

(FIRST AND SECOND READINGS) (PROPOSED NO. 7432)
Clause 17, Report No. 82, 1972.

(10) A By-Law to Authorize the Execution of An Agreement With J. D. Lee Engineering Ltd. to Design Emergency Stand-By Power Equipment Including Installation For North End Pumping Station

(FIRST AND SECOND READINGS) (PROPOSED NO. 7433)
Clause 18, Report No. 82, 1972.

(11) A By-Law to Amend the Official Plan of The City of Kingston Planning Area (Amendment No. 60: Headway Corporation Subdivision Site on Weller Avenue: Block A From "Residential" to "Commercial"; and Increase Designation of Balance of Site From "Low Density Residential" to "Medium Density Residential")

(SECOND AND THIRD READINGS) (PROPOSED NO. 6957)
Clause 1, Report No. 37, 1971.

(12) A By-Law to Amend By-Law No. 3078, "Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Weller Avenue Area M1 and M2 Industrial to R3 Modified Residential and C2 Modified Commercial)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6958)
Clause 1, Report No. 37, 1971.

(13) A By-Law to Authorize the Execution of An Agreement With Headway Corporation Limited (Site Plan: Weller Avenue Area)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6959)
Clause 1, Report No. 37, 1971.

(14) A By-Law to Authorize the Execution of An Agreement With Headway Corporation Limited (Subdivision - North Side Weller Avenue)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6960)
Clause 1, Report No. 37, 1971.

(15) A By-Law to Close, To Vehicular Traffic, That Portion of West Street Lying to the East of Ontario Street

(SECOND AND THIRD READINGS) (PROPOSED NO. 7335)
Clause 16(A), Report No. 40, 1972.

(16) A By-Law to Authorize the Sale of Land Lying East of Ontario Street Adjacent to West Street to the Cataraqui Region Conservation Authority

(SECOND AND THIRD READINGS) (PROPOSED NO. 7337)
Clause 16(C), Report No. 40, 1972.

(17) A By-Law to Authorize the Execution of An Agreement With Glen Lawrence Construction Company Limited For Construction of a Deep Strength Asphalt Pavement On Princess Street, From Albert to Macdonnell Street (Contract 71-4W)

THREE READINGS) (PROPOSED NO. 7434)
Clause 2, Report No. 74, 1972.

(18) A By-Law to Authorize the Execution of An Agreement With Independent Recovery and Adjustment Limited (Site Plan: 269 Rideau Street)

(THREE READINGS) (PROPOSED NO. 7435)
Clause 1, Report No. 77, 1972.

BY-LAWS (cont'd)

(19) A By-Law to Amend By-Law No. 7264, "A By-Law to Amend By-Law No. 3077 'A Restricted Area (Zoning) By-Law For the City of Kingston,' Area Requirements: Zones C, Cc, D and E,; Plus Exemptions: Marina City, Franklin Place Properties, Etc.)" (Exemption: 269 Rideau Street)

(THREE READINGS) (PROPOSED NO. 7436)
Clause 1, Report No. 77, 1972.

(20) A By-Law to REPEAL By-Law No. 4064, "A By-Law to Authorize the Appointment of Inspectors Under the Construction Safety Act, 1961-62"

(THREE READINGS) (PROPOSED NO. 7437)
Clause 5, Report No. 81, 1972.

(21) A By-Law to Amend By-Law No. 5125, "A By-Law Establishing Schedules of Retention Periods For Certain Documents to be Kept By the City of Kingston and Certain Local Boards Thereof" (Committee on Records)

(THREE READINGS) (PROPOSED NO. 7438)
Clause 7, Report No. 81, 1972.

(22) A By-Law to Authorize the Construction of a Sanitary Sewer, With Services, In Weller Avenue Place and in Weller Avenue From Weller Avenue Place Easterly 1,280 Feet Under the Provisions of Section 8 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7195)
Clause 11(C), Report No. 120, 1971.

(23) A By-Law to Amend By-Law No. 7057, "A By-Law to Authorize the Constructionof An 8 Inch Watermain, With Services, In Day Street From the End of Existing Watermain Northerly to the Northerly Limit of Lot 6, Registered Plan 393, Under the Provisions of Section 12 of The Local Improvement Act" (Increase Costs)

(THIRD READING) (PROPOSED NO. 7278)
Clause 14, Report No. 24, 1972.

(24) A By-Law to Amend By-Law No. 7199, "A By-Law to Authorize the Re-Surfacing of Certain Streets (General Rate)" (Subsitution of Certain of the Works)

(THIRD READING) (PROPOSED NO. 7366)
Clause 11, Report No. 54, 1972.

(25) A By-Law to Authorize the Construction of Renovations and Alterations to City Hall (General Rate)

(THIRD READING) (PROPOSED NO. 7373)
Clause 14, Report No. 54, 1972.

(26) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Traffic Signal Lights: Clergy and Johnson Streets) (Clause 2, Report No. 63)

(THIRD READING) (PROPOSED NO. 7393)
Clause 2, Report No. 63, 1972.

MOTIONS

The following Notice of Motion was received:

(1) Moved by Alderman Timmins,
Seconded by Alderman Matthews,

WHEREAS noise pollution caused by the squealing of tires on high powered motor vehicles has become an annoyance and even hazardous to the health of citizens;

AND WHEREAS these high powered vehicles, in many cases, are operated by immature and thoughtless individuals;

AND WHEREAS the majority of these contributors to noise pollution are usually exceeding the speed limit and in many instances are dangerous or reckless drivers;

THEREFORE BE IT RESOLVED that Kingston City Council appeal to the "Police Commission" to immediately institute a very strict enforcement of existing traffic laws. If the fore-mention laws or by-laws are presently inadequate be it further resolved that the "commission" make revision to same, have councils endorsation and circulate revisions to other municipalities;

AND BE IT FURTHER RESOLVED that the "police commission" discuss this ever growing problem with our local judges and magistrates and recommend or suggest stiffer fines be imposed and further that examples be made of offends that appear before the court.

(To Be Referred to the Finance and
Accounts Committee and the Police
Commission.)

The following Motion was received:

(2) Moved by Alderman Timmins,
Seconded by Alderman Matthews,

That the congratulations of Council be extended to Mrs. Arlene Enright on being elected National Jaycette Chairman at the Canadian Jaycees' National Convention which was held recently in Calgary.

Local Govt.

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, July 24, 1972, at 8:50 p.m., His Worship Mayor Swain presiding.

Moved by Alderman Blaney,
Seconded by Alderman Cook,

That Rule 7 be suspended to permit the Council meeting to commence at 8:50 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Matthews, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (12)

DOCUMENTS

Council consented to the addition of Documents (71) to (73) for presentation to Council.

(63) Copy of *Municipal Administration 1972-73*, a course conducted by Queen's University at Kingston, sponsored by the Association of Municipal Clerks and Treasurers of Ontario.

(64) *1971 Annual Report* prepared by the Ontario Department of Municipal Affairs.

(65) From The Children's Aid Society of the City of Kingston and County of Frontenac submitting monthly statement showing actual expenditures to May 31, 1972.

(Note: Copy of statement distributed to each Member of Council on July 14, 1972.)

(66) Copy of the Minutes of the 1972 Annual Meeting of the Bureau of Municipal Research, the Bureau of Municipal Research President's Report, the 1972 Annual Meeting and the Director's Report, updated information for the Directory of Governments in Metropolitan Toronto, 1971-1972.

(67) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to May, inclusive:

		1971 Jan.-May		1972 Jan.-May
REVENUE:		$222,210.		$205,410.
EXPENDITURES:				
Total Operating Expenses:		$336,069.		$322,749.
Less Revenue:	(-)	$222,210.	(-)	$205,410.
Net Operating Deficit:		$113,859.		$117,339.
Plus:				
Pro-Rated Debenture Charges	(+)	$ 40,875.		$ 41,309.
D.H.O. Survey (KPTS Share)		-		-
New Routes & Services - Promotion, etc.	(+)	3,000.		-
Assets Purchased from Current Revenue		-		-
		$157,734.		$158,942.

TABLING OF DOCUMENTS (cont'd)

(67) (cont'd)

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expense so far as known are pro rated.
3) Present Fare Schedule has been in force (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) Reduced Service, New Routes & Transfer Point and Restricted Evening Service were instituted in 1971 as recommended by Consultants.

(68) Copy of *A Parent's Guide to Drug Abuse* prepared by the Ministry of National Health and Welfare.

(69) A.M.O. Founding Convention Report prepared by Alderman D. G. Timmins, Delegate, A.M.O. Convention 1972.

(70) Copy of *Canadian Civil Aircraft Register, Quarterly Revision March 31, 1972,* prepared by the Ministry of Transport, Civil Aviation Branch.

(71) From the Public Relations Department, Queen's University, a copy of *Queen's University Centre - A Preliminary Report of Space Requirements.*

(72) Copy of Meeting of Kingston Suburban Road Commission held July 21, 1972.

(73) City of Kingston Financial Statements and Auditor's Report for the Year Ended 31st December, 1971.

(Copies distributed to each Member of Council.)

MINUTES

Moved by Alderman Hagerman,
Seconded by Alderman Keenleyside,

That the Minutes of City Council Meeting No. 13, held June 16, 1972, and City Council Meeting No. 14, held, June 28, 1972, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications (311) to (322) for presentation to Council.

To be Filed:

(281) From Mr. C. J. Bermingham, Chairman, Grand Theatre Board, stating:

> *"On behalf of the Grand Theatre Board, I would like to again thank you for your fine co-operation and assistance in the recent "Shaw Festival" visit to Kingston. We particularly would like to thank you for the Civic Reception held on Opening Night which was greatly appreciated.*
>
> *Our final tabulation is not as yet complete on costs for the Festival, however, it appears that the financial situation is considerably improved over last year. We will be forwarding a financial statement on the Shaw Festival to City Council as soon as it is available.*
>
> *Many thanks for your help and support in this year's Shaw Festival."*

COMMUNICATIONS (cont'd)

To be Filed: (cont'd)

(282). From Mr. F. D. Millar, Director General, Properties and Utilities, Department of National Defence, advising that the Department has recently reported that the Artillery Park Building No. 5, Bagot Street, and the land upon which it is situated, surplus to the Crown Assets Disposal Corporation for sale. Since the aforementioned leave and license is not transferable the City encroachment be granted to the new purchaser.

(283) From the City Hall Softball Team thanking the Members of Council for their support of the team in the amount of $50.00.

(284) From Mr. Roger Heard, M.I.M.A., Assessment Services, Lennox and Addington, Frontenac Assessment Office enclosing a list of the provincial property in Kingston that is eligible for payment in lieu of taxes in 1972.

(285) From the City of Oshawa notifying that the following City of Kingston resolutions (R.56(1)72) and (R.56(2)72) were not endorsed, concerning the amendment of the General Welfare Assistance Act to provide that a condition for eligibility be that a married woman is prepared to enter a claim for maintenance in Family Court, within 60 days of application, as proof that a breakdown of marriage has in fact occurred and to provide for a disqualification period of one month from the time that application for assistance is made, against any claimant who has voluntarily quit his previous employment or who has been discharged on the grounds of misconduct within the preceding sixty days.

(286) From the Hon. C. J. S. Apps, Minister of Correctional Services, Toronto, acknowledging receipt of the following:

(a) copy of letter to Mr. Gerald Patterson, Patterson's Barber Shop, Kingston, regarding the regulations for the barbering industry;

(b) City Council's resolution (R.64(2)72) endorsing the Corporatic of the Town of Oakville resolution concerning the amendment to the Planning Act; and

(c) City Council's resolution (R.63(4)72) endorsing the City of Sarnia resolution concerning the controlling of bicycle operations.

(287) From Mr. Gordon Carton, Q.C., Minister of Transportation and Communications, Toronto, advising Council that he has directed a second advance payment of subsidy in the amount of $146,000 to Kingston and stating that the amount is a further 30% of the normal subsidy allocated, rounded to the nearest $50.00.

(288) From the Hon. W. Darcy McKeough, The Treasurer of Ontario, Ministry of Treasury, Economics and Intergovernmental Affairs, Toronto, stating:

> *"Thank you for your letter indicating Kingston's endorsement of the resolution of the City of Sault Ste. Marie concerning residential property tax reduction payments.*
>
> *As you are aware, Ontario is not withdrawing property tax relief payments, rather we are introducing a system of property tax credits related to ability to pay to replace the former basic shelter grant. Under the terms of the new plan, homeowners and renters (including roomers and boarders) with low incomes and large families, as well as pensioners and farmers, will, in general, benefit to a greater extent under the new system, while high-income taxpayers, cottagers and non-residents will no longer benefit.*
>
> *The time lage for benefits accruing to low-income renters and homeowners resulting from the change will be more than compensated by the greater benefits received in the spring of 1973.*

COMMUNICATIONS (cont'd)

(288) (cont'd)

Thus, in view of the foregoing comments and as a result of our budgetary constraints, I regret to say that we cannot continue with the rebate in 1972.

With kindest regards,"

(289) From the Hon. W. Darcy McKeough, The Treasurer of Ontario, Ministry of Treasury, Economics and Intergovernmental Affairs, Toronto, stating:

"Thank you for forwarding to me a copy of the resolution passed by the City of London, and endorsed by the Kingston City Council, concerning elimination of the property tax reduction payments.

I sympathize with the point made in the resolution that the changeover to the property tax credit system will create a cash flow problem in 1972. But the advantages to be gained, beginning with the first tax return refunds in early 1973, will far outweigh the present difficulties.

The new property tax credit system reduces considerably the regressivity of property taxes. The amount of credit available to an individual will depend on the size of his family, his assessed property taxes, and the amount of his income. Cottagers will not be able to claim double benefits as they were previously allowed to do. Pensioners and farmers will receive increased benefits over the old system. Pamphlets will be made available upon request, to municipalities for distribution later this month.

In view of the superiority of the new program, and given our present budgetary constraints, I am sorry to inform you that we cannot reconsider our decision to abandon the basic shelter grants. Also, we cannot increase unconditional grants to municipalities this year.

With kindest regards,"

To be Referred to the City of Kingston Archives and Records Committee:

(290) From Mr. John J. Deutsch, Principal and Vice-Chancellor, Queen's University, Kingston, stating:

"Thank you for your letter of June 30, 1972, concerning City Council's approval of the recommendations of the City Archives and Records Committee.

To the extent that these recommendations affect the University and indicate a commitment on our part, they have my full endorsation. As I mentioned to Alderman Timmins when this matter arose several months ago, we are very pleased to be able to assist the City in this way. The City records dating back, I understand, to 1840 are amongst the most complete and detailed for any Canadian city, and we hope that by having these preserved under proper archival conditions, City administrators, researchers at the University and the general public will be encouraged to explore our past.

I note that Recommendation 3 establishes a position of Archivist of the City of Kingston to be occupied by a nominee of the University. I would, therefore, like to nominate Mr. Ian E. Wilson, acting University Archivist, to this position.

Thank you for your kind words about our Archives staff. I know that as our archivists have been active in the Kingston Historical Society and the Tercentenary, they have felt a special responsibility to assist in making the historic records of the City generally accessible. Like myself, they are very glad that the University and the City can co-operate to achieve this.

With every good wish,"

COMMUNICATIONS (cont'd)

To be Referred to the Parks, Recreation and Property Committee:

(291) . From Mr. R. J. Kennedy, Vice-Principal,Administration, Queen's University, Kingston, stating:

> *"Reference is made to my letter of May 2, 1972 which notified you of our intention to seek Provincial financial support for the construction of eight tennis courts on the West Campus, and that if financial support were authorized the courts would be available to the community as well as to members of the University when not required for educational or organized University purposes.*
>
> *It has now been decided not to accept Provincial financial support for this purpose. Instead, the cost of construction of the tennis courts will be financed with University funds. A copy of my letter of July 3, 1972 to the Ministry of Colleges and Universities notifying them of this decision is attached.*
>
> *Despite this decision, it is still the intention of the University to make the courts available to the community when not required for educational or organized University purposes on the basis of the proposed regulations for use of the courts which I forwarded to you with my letter of June 7, 1972."*

To be Referred to the Traffic and Streets Committee:

(292) From Mr. Murray F. Cheetham, Director, Information Services Branch, Ministry of the Environment, Toronto, requesting Kingston to support the'anti-litter' campaign by making local use of the enclosed materials as posters and also attaching order form.

To be Referred to the City of Kingston Planning Board:

(293) From the Ministry of Treasury, Economics and Intergovernmental Affairs, a copy of letter to the Ontario Housing Corporation, Toronto from K. Qureshi, Acting Senior Planner, Subdivision Section, Plans Administration Branch, stating:

> *"City of Kingston - Lot 5, Blocks 58 and 59, RP 54. - Our File number 10T-22512.*
>
> *Pursuant to section 33(12) of The Planning Act, the Minister's conditions of draft approval dated June 27, 1972 are amended as follows:*
>
> *(4) That the owner, under the supervison of a qualified horticulturalist, nurseryman or landscape architect, plant a buffer strip of ten feet or more in depth along the north side and the west side of the Hydro Electric Power Commission substation property on Mary Street. The type of shrubs and trees to be planted shall be discussed with Public Utilities Commission of the City of Kingston prior to planting and this planting should form, at maturity, a thick dense buffer between the Hydro substation and the structures to be erected on Lots 45 and 46, and Lots 63 to 72 inclusive."*

(294) From Mr. F. Klenavic, 302 Arrowhead Place, Kingston, stating:

> *"Re - Proposed Glenarden - Strathcona Subdivision*
>
> *The City Planning Board recently held two public meetings, the last one on the 15th of June 1972 to present a proposal to develop 72.5 acres adjacent to the existing Glenarden-Strathcona area. The proposal envisages a development of two-family, row housing and apartment units as well as single dwellings in an area now zoned R 1 A Residential (single family) and therefore requires the area to be rezoned. The reasons put forward for such a change are:*

COMMUNICATIONS (cont'd)

To be Referred to the City of Kingston Planning Board: (cont'd)

(294) (cont'd)

(a) The developer has applied for rezoning.

(b) The "Official City Plan" envisages multiple dwelling units in the area.

(c) The city needs housing of this type.

(a) above requires no comment. With respect to (b) no explanation was provided as to why the "Official City Plan" disregarded the present zoning other than there is a shortage of development land in Kingston. With regard to (c) it is not understood why multiple housing cannot be constructed in areas now zoned for the purpose.

In view of the above it is requested that this letter be accepted as formal protest and objection by the undersigned to any change to the present zoning. It is further respectfully requested that I be informed of any further meetings and/or deliberations concerning the proposed subdivision."

(295) From the Ministry of Treasury, Economics and Intergovernmental Affairs, Subdivisions Section, Plans Administration Branch, Toronto, enclosing questionnaire form concerning City of Kingston Plan for G. S. Parkhurst, Lot 7, Conc. WGCR, RP 450, Lots 9 - 15 inclusive, and requesting Planning Board or Council if they have any other suggestions, information, or conditions to add to the questionnaire for to set them out in an attached letter and return to the Ministry for recommendation.

(296) From Mr. J. D. Curtis, Secretary-Treasurer, Ontario Soil and Crop Improvement Association, notifying Council of the Land Use Conference sponsored by the Ontario Soil and Crop Improvement Association, December 12 to 13, 1972, and stating that an invitation along with printed program and registration forms will be mailed early this Fall.

To be Referred to the Finance and Accounts Committee:

(297) From the Hon. W. Darcy McKeough, Treasurer of Ontario and Minister of Economics and Intergovernmental Affairs notifying heads of Councils of Municipaliteis participating in The Ontario Municipal Employees Retirement System of general information related to the participation of councillors in OMERS, which has been discussed with the Provincial Municipal Liaison Committee.

(Copies distributed to each Member of Council with Council Agenda.)

(298) From the Association of Municipalities of Ontario, Toronto, enclosing a copy of the report of the Association's special committee on Bell Canada, dealing with the subject of the Company's most recent application to the Telecommunications Committee of the Canadian Transport Commission, and a summary of the resultant decision from that Committee.

(299) From the City of London requesting that their following resolution be endorsed:

"That the Retail Sales Tax Branch of the Department of Revenue for Ontario be advised that the City of London objects to the Branch's procedures of taking no actions to collect retail sales tax arrears from businesses until the City has taken action to distrain for arrears of municipal taxes following which the Branch proceeds to seize the money which the City has recovered;

That the City protest to the Minister of Revenue that, in the

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(299) (cont'd)

event the City distrains and the Sales Tax Branch does not, then the cost of distraining should be a first charge against the amount covered and the balance should be split on a 50-50 basis, and that the Honourable Minister be advised that failing such an arrangement, the City proposes to take no action whatsoever and will leave the matter entirely to the Sales Tax Branch unless the estimated recovery from the distraining and sales of assets is sufficient to cover the sales tax arrears and to leave a balance in the City's favour; it being pointed out that in approximately five successive incidences where the City has exercised its right of distraint for upaid taxes, the Department of Revenue has, without any prior notice, waited until the goods have been sold and turned into money in the bailiff's hands and then forwarded a demand to the bailiff for all of the proceeds less the bailiff's costs and the bailiff therefore is unable to comply with the instructions of his principal as directed by the Legislation under which he is licensed.

(300) From Mr. R. J. A. Quenneville, Sec. Treas. Manager, Kingston Housing Authority, Kingston, stating:

> *"Aldermen in Wards where units of Rent-Geared-To-Income Public Housing are situated, are continually besieged with calls from residents in, and adjoining these projects, in relation to scattered garbage. Also, other city officials, probably yourself included, are similarily complained to.*
>
> *In an effort to control this garbage problem, our Board would like to enquire, if any relief from Garbage Frontage Rates could be granted, should the Board contract for container pick-up and disposal of this garbage? It is our considered opinion, that container disposal, would eliminate the problem.*
>
> *This problem is most severe at times when garbage pick-up is cancelled by the city, due to a statutory holiday. It is less severe, at other times. We would like to work with the city, towards a solution to the problem, and this is a suggestion put forward. We are prepared to consider any other alternative, that would resolve this matter. Please advise us to the city's position on this matter. Thank you for your assistance."*

To be Referred to the Fire, Legislation and Housing Committee:

(301) From the Minister of State for Urban Affairs, Ottawa, copies of the following:

(a) News Release from the Minister of State for Urban Affairs concerning Basford Approval of NHA Funds For Mundy Pond Rehabilitation, St. John's Newfoundland;

(b) Letter from Ron Basford, Minister of State, Urban Affairs, to Mr. D. Graham Emslie, President, Canadian Association of Housing and Renewal Officials, Development Department, Toronto, concerning amendments to the National Housing Act in the field of urban assistance;

(c) Extracts from Remarks by Jack McNie, M.P.P., Hamilton West, to the Legislature, March 27th, 1972;

(d) Canadian Association of Housing and Renewal Officials Newsletter, National Housing Act Amendments;

(e) Extract from "A Better Place to Live" a Model Occupancy and Maintenance By-Law;

(f) Maintenance By-Law and Rehabilitation Bibliography.

COMMUNICATIONS (cont'd)

To be Referred to the Fire, Legislation and Housing Committee: (cont'd)

(302) From the Corporation of the Borough of Scarborough notifying that the Borough has advised the manufacturer of the proposed disposable milk cartons, that they view with disfavour the adoption of this type of packaging and recommending that all Municipalities endorse the foregoing action.

Which Has Been Referred to the City of Kingston Planning Board:

(303) From Mr. Jack Morgan, 354 Weller Avenue, Kingston, application to rezone 354 Weller Avenue, Lot 1, Plan 450, Township West of the Great Cataraqui from Industrial to Residential R3 as the Diesel repair shop is located in the residential area at the present time and it is believed that the area should be re-zoned as a residential area as to conform to the overall character of the neighbourhood.

(304) From Mr. Reginald A. Greenwood, Greenwood Bros. Limited, Kingston, advising that for the time being they wish to withdraw their application for a zone change to amend the Official Plan and Zoning By-Law 3078 from Industrial to Commercial with respect to the Dalton Avenue property.

Which Has Been Referred to the Traffic and Streets Committee:

(305) From Mr. Garth Scott, 768 Portsmouth Avenue, Kingston, a brief concerning Traffic Control in the City of Kingston.

(Copies distributed to each Member of Council with the Council Agenda.)

(306) From Mr. J. K. Fee, P. Eng., General Manger, Public Utilities Commission, commenting on the following items listed on the Abeyance List of the Traffic and Streets Committee:

Item 1: Bus Transfer - Brock Street
Item 2: Parking Control - Pine Street
Item 3: Bus Shelter - 123, 125 Van Order Drive
Item 4: Bus Stop - Bagot Street
Item 5: Bus Stop - Yonge Street

(307) From Mr. J. K. Fee, P. Eng., General Manager, Public Utilities Commission, stating:

"This is further to my letter of June 21st, 1972 in connection with the relocation of the present bus stop on Bagot Street at Brock Street and the provision of 1 car parking space in the Robert Bruce Lot to provide a waiting area for bus passengers.

We have received verbal permission from the Canadian Imperial Bank of Commerce at the corner of Bagot and Brock Streets to locate a bus stop shelter on their parking lot on Brock Street provided that a suitable waiting area for bus passengers is established in one car space of the Robert Bruce Lot on Bagot Street.

With the installation of a shelter on Brock Street and a waiting area on Bagot Street, the condition at the entrance to the Bank would be alleviated.

In order to take advantage of the Bank's offer, we would therefore like to obtain a waiting area in the Robert Bruce Lot whether the bus stop at the corner of Bagot Street and Brock Street is relocated or not.

Since the bus shelters are due for delivery next week, we would appreciate a decision on this matter at your earliest convenience."

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(308) From Mr. R. K. Cleverdon, P. Eng., Director, Construction Safety Branch, Ontario Department of Labour, Toronto, stating that on June 22, 1972, the Honourable Fern Guindon, Minister of Labour, introduced a Bill in the Legislature which, when enacted, will be known as The Construction Safety Act, 1972 and enclosing a copy of this Bill to allow interested parties to examine the various sections during the summer months and provide the Ministry with suggestions on its effectiveness.

(309) From the Hon. W. Darcy McKeough, Treasurer of Ontario, Ministry of Treasury, Economics and Intergovernmental Affairs, stating that as a result of discussions at meetings of the Provincial-Municipal Liaison Committee the Cabinet has decided to authorize a provincial-municipal review of the construction safety, fire safety and septic tank inspection field before final provincial policies are established. A provincial-municipal task force has been appointed to conduct this review and terms of reference established and in pursuant of these objectives, matters such as existing arrangements possible alternatives, possible general policies, and means of improving the qualifications of safety inspectors are to be examined. He stated further that if Council have any views on the inspection function in general or on the handling of particular inspection matters, that they send them to Mr. H. I. Macdonald, Deputy Treasurer and Deputy Minister of Economics and Intergovernmental Affairs or to the Municipal Liaison Committee as quickly as possible so that the task force can take them into account.

Which Has Been Referred to the Finance and Accounts Committee:

(310) From Mr. M. J. Ewart, Purchasing Agent, City of Kingston, a memorandum stating:

> *"Three bids only were received in response our request for quotations for the subject services:*
>
> **Arch Norman $.75 per packet*
> *D & E Delivery Service $.75 per packet*
> *Norm's Delivery Service $.60 per packet*
>
> **$.25 extra if signature required.*
>
> *Quotations were invited from all known sources of service.*
>
> *Basis of bid are attached - Cost per annum (.60 x 14 x 52 = $436.80*

To be Filed:

(311) From the Hon. C. J. S. Apps, Minister of Correctional Services, Toronto, acknowledging receipt of the following:

(a) City Council's resolution (R.70(2)72) not endorsing the City of Sarnia resolution concerning Welfare Assistance;

(b) City Council's resolution (R.70(2)72) not endorsing the City of Penticton resolution concerning Social Services for Transient Youth;

(c) City Council's resolution (R.73(5)72) endorsing the City of Windsor resolution concerning Grants - Limited Dividend Municipal Housing Projects;

(d) City Council's resolution (R.73(6)72) endorsing the City of Woodstock resolution regarding the Amendment of the Assessment Act;

(e) City Council's resolution (R.75(3)72) endorsing the City of St. Catharines resolution concerning Increase in Charges for Tax Searches;

COMMUNICATIONS (cont'd)

To be Filed: (cont'd)

(311) (cont'd)

(f) City Council's resolution (R.75(2)72) endorsing the City of Windsor resolution concerning Provincial Government Grants to Public Libraries and City Council's resolution (73(3)72) not endorsing the City of Windsor resolution concerning Municipal Elections - Term of Office.

(312) From The Children's Aid Society of the City of Kingston and County of Frontenac submitting monthly statement showing actual expenditures to June 30, 1972.

(Note: Copy of statement distributed to each Member of Council on July 24, 1972.)

(313) From Mr. R. G. Hamilton, Manager, The Kingston District Chamber of Commerce notifying that the following resolution was passed at the Board of Directors meeting held on Tuesday, July 11, 1972:

"The Chamber of Commerce supports the City in the acquisition of the airport, having regard to the funds being provided initially from the reserve land bank and that the Chamber recommends that the monies be returned to the Industrial Commission's reserve land bank in 1973 budget."

(314) From Mr. J. A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority confirming that the Authority has no intention of closing the projection of West Street to vehicular traffic after the City leases it to the Authority. In essence for all practical purposes the conditions for access at the foot of West Street will remain unchanged.

To be Referred to the Building Inspection Department:

(315) Copy of Canada Labour Code, Canada Building Safety Regulations, issued pursuant to Section 84 of the Canada Labour Code. Regulations respecting the structural design, construction and maintenance and the plumbing, heating, ventilation and air conditioning system of buildings occupied by persons employed in connection with federal works, undertakings and businesses.

To be Referred to the Sub-Committee of the Fire, Legislation and Housing Committee to Investigate and Report on Remuneration Paid to Members of Council and Committee Members:

(316) From the City of London a copy of the survey recently made regarding remuneration paid to Council members for serving on boards and commissions and thanking the City of Kingston for the promptness in replying to the City of London questionnaire of June 27, 1972.

To be Referred to the Public Works Committee, Parks, Recreation and Property Committeeand the Traffic and Streets Committee:

(317) From the Accident Prevention Division, Accident Prevention and Compensation Branch, Canada Department of Labour, Ottawa, a copy of *Employment Safety Audit Guide*, Canada Occupational Safety Manual, Part 2.

To be Referred to the Traffic and Streets Committee:

(318) From Mr. R. J. Kennedy, Vice-Principal, Queen's University, concerning Queen's Crescent as its use as a pedestrian route within Queen's Campus. Recently with the start of construction of the underground parking on the Lower Campus, the Campus Road on the south side of Kingston Hall has been closed. It is the University's intent not to re-open the Campus Road on the south side of Kingston Hall as

COMMUNICATIONS (cont'd)

To be Referred to the Traffic and Streets Committee: (cont'd)

(318) (cont'd)

a through on-campus road but to develop it as a main pedestrian route which would be used only by service vehicles in an emergency. This route in reality is an extension of Queen's Crescent into the central area of the Campus. The University is writing to seek the City's views on two points:

(a) Would it be practical in view of the City of Kingston to prohibit parking altogether on Queen's Crescent from Albert Street to University Avenue?

(b) Would it be practical in the view of the City of Kingston to close Queen's Crescent to through vehicular traffic between Albert Street and University Avenue?

To be Referred to the Fire,Legislation and Housing Committee:

(319) From the Corporation of the City of Kitchener requesting that their following resolution be endorsed:

> "*WHEREAS the activities of companies who make a business of strike-breaking and supplying strikebreakers have been a fruitful source of violence and ill feeling;*
>
> *AND WHEREAS a strike is essentially a dispute between a Union as collective bargaining agent for a bargaining unit of employees and the employer and the intervention of third parties often leads to a breach of the public peace and the aggravation of the dispute.*
>
> *AND WHEREAS strikebreaking by the employer and moonlighting by the employee in the case of a strike tends to delay and impede the speedy settlement of the strike;*
>
> *NOW THEREFORE BE IT RESOLVED:*
>
> *(a) the council of the City of Kitchener respectfully asks that the legislature of the Province of Ontario consider amending the Labour Relations Act to provide*
>
> *(i) that no person contract with any employer to supply strikebreakers on a contract basis or otherwise carry on business as a professional strikebreaker; and*
>
> *(ii) a section which could be invoked either by the employer or the Union and which, when invoked, would during the continuance of a strike or lockout prohibit the employer from employing persons who are not members of the bargaining unit at the time of the commencement of the strike or lockout to do work normally done by members of the bargaining unit except for preservation ofproperty and prohibit members of the bargaining unit from accepting additional employment beyond that which they are involved at the calling of a legal strike.*
>
> *(b) the council of the City of Kitchener respectfully asks the Parliament of Canada to consider legislation in the way of an amendment to The Criminal Code of Canada or otherwise which would have the effect of prohibiting persons who are not members of a bargaining unit from participating in picketing in any labour dispute between the unit and its employer."*

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee:

(320) From Mrs. Helen Richards Campbell, 104 Pine Street, Kingston, stating:

> *"Enclosed is a copy of brief which I have sent to the Ontario Municipal Board.*
>
> *The following pertains solely to City Council.*
>
> *Through the fault of the City, my lateral was never connected to the main sewer. During 22 years, I spent hundredsof dollars to pay Kingston City Works to pump sewage from my basement. Although advised by Aldermen, I received no compensation for costs, my many hours of labour or for living for 22 years over a cesspool. Personally I feel I have already paid my share of any extra service.*
>
> *Further, I suggest that before Council agrees in the future to some developer's proposition, they consult those most concerned. It is so easy to live elsewhere and arbitrarily foist an uncongenial but expedient structure on a community.*
>
> *It is also easy to become emotional over any "deal" for Senior Citizens.*
>
> *This project should have studied more carefully both by Planning Board and City Council.*
>
> *Thank you."*

To be Referred to the City of Kingston Planning Board:

(321) From Mrs. Helen Richards Campbell, 104 Pine Street, Kingston, a copy of a brief on several points protesting or qualifying the erection of the Zion-Calvary Complex, as tentatively proposed, on the site at 106 Pine Street, Kingston.

(322) From Dr. Stewart Fyfe, The Institute of Local Government, Queen's University submitting his resignation as Chairman of the City of Kingston Planning Boar

PETITIONS

A petition, presented by Mayor Swain, having 15 signatures was received which stated:

> *"We the merchants of the City of Kingston would like to see the down town mall extended to Clergy Street. The merchants between Montreal & Clergy Street would like to see the stopsign moved to Clergy Street. This petition is drawn up to extend the area for a larger success and a wide variety of services to the public. To indicate the mall in these two blocks plastic or vynel triangle flags of assorted bright colours shall be strung criss cross from building to building. Music through loud speaker systems can be supplied by the individual merchants. The following merchants who agree with the extended mall and a charge for the vynel flags sign below here."*

(Referred to the Traffic and Streets Committee, Parks, Recreation and Property Committee, Finance and Accoun Committee and the Public Works Committ

PETITIONS (cont'd)

A petition, presented by Alderman Matthews, having 15 signatures was received which stated:

> *"We the undersigned residents of Day Street and Division Street do hereby petition the Corporation of the City of Kingston to close the six (6) foot laneway located between Groom Street and Day Street. The portion between Groom Street and Elliott Avenue was closed in 1970."*

(Referred to the Traffic and Streets Committee.)

REPORTS

Alderman Cook presented Report No. 76 of the Traffic and Streets Committee as follows.

Council consented to the addition of clauses 3, 4 and 5 and to the amendment of clause 3(f) by the deletion of:

"(f) that except for areas where a 15 minute parking time limit exists, parking be prohibited on the north side of William Street between King Street and Barrie Street from 10:00 a.m and 11:00 a.m. and from 2:00 p.m. and 3:00 p.m."

and substitute in lieu thereof:

"(f) that except for areas where one hour and fifteen minute parking time exists, parking be prohibited on the north side of William Street between Bagot and Barrie Street from 10:00 a.m. and 11:00 a.m. and 2:00 p.m. and 3:00 p.m. on a three month trial period."

Moved by Alderman Cook, Seconded by Alderman Vosper, That Report No. 76 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 76

To the Mayor and Members of Council. Kingston, July 18, 197

The Traffic and Streets Committee reports and recommends as follows:

1. That the account of the Public Utilities Commission in the amount of $373.42 for installation of a traffic light pole at Bath Road and Sir John A. Macdonald Blvd., be approved for payment.

CARRIED

2. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

(1) That the following bus stop be deleted from Section 10(b):

BAGOT STREET W/S AT BROCK from Brock northerly 80 feet.

(2) That the following areas be deleted from Section 18 so that no vehicle shall be parked at any time:

BAGOT STREET 30 feet south of Princess St. to 47 feet south of Princess Street.

West Side - Parallel parking 12 minute time limit - 2:00 a.m. to 6:00 p.m.

BAGOT STREET 47 feet south of Princess St. to 134 feet south of Princess St.

West Side - parallel parking 1 hour time limit - 2:00 a.m. to 6:00 p.m.

BAGOT ST. 134 feet south of Princess St. to 151 feet south of Princess St.

West Side - parallel parking 12 minute time limit - 2:00 a.m. to 6:00 p.m.

(3) That the following bus stops be added to Section 10 (b):

BAGOT STREET W/S at Princess St. from Princess Street to 151 feet south of Princess St.

REPORTS (cont'd)

Report No. 76 - Traffic and Streets Committee: (cont'd)

2. (cont'd)

(3) (cont'd)

BROCK ST. N/S at Bagot from Bagot St. to 63 feet east of Bagot St.

(4) By adding to Section 10(c) the following to provide that no vehicle shall be parked in that area:

BAGOT ST. W/S from Brock Street to 80' northerly.

(See By-Law 1: No. 7424) *CARRIED*

3. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

(a) that parking be prohibited on the south side of Union Street from Alwington Avenue to Ellerbeck Street between 8:00 a.m. and 6:00 p.m. except fromthe parking area with a fifteen minute time limit just east of Livingston Street;

(b) that parking be prohibited on the north side of Kennedy Street from Gardiner Street to Yonge Street from 10:00 a.m. to 11:00 a.m. and from 2:00 p.m. to 3:00 p.m.;

(c) that parking be prohibited on the west side of Gardiner Street from King Street to Union Street from 10:00 a.m. to 11:00 a.m. and from 2:00 p.m. to 3:00 p.m.;

(d) that Yonge Street be designated as a through street from King Street to Union Street;

(e) that parking be prohibited on the south side of Hickson Avenue from Montreal Street to Harvey Street;

(f) that except for areas where one hour and fifteen minute parking time exists, parking be prohibited on the north side of William Street between Bagot and Barrie Street from 10:00 a.m. and 11:00 a.m. 2:00 p.m. and 3:00 p.m. on a three month trial period.

(See By-Law 28: No. 7440) *CARRIED AS AMENDED*

4. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets" to provide that notwithstanding the provisions of By-Law No. 10, The Pump House - Steam Museum be permitted to erect a direction sign on King Street at West Street subject to the approval of the Traffic and Streets Department for design, field location and installation of the sign.

(See By-Law 29: No. 7441) *CARRIED*

5. That a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets" to provide that notwithstanding the provisions of By-Law No. 10, Mr. Hans Jaeger be permitted to pave a 4' x 8' portion of the boulevard in front of 28 Grange Street.

(See By-Laws 31 & 32: No. 7443 & 7444) *CARRIED*

REPORTS (cont'd)

Report No. 76 - Traffic and Streets Committee: (cont'd)

Respectfully submitted,

(signed) G. W. *Vosper* (VICE-CHAIRMAN)
E. J. Blaney
W. T. J. Cook
G. N. Speal

Alderman Speal presented Report No. 77 of the City of Kingston Planning Board as follows.

Moved by Alderman Speal, Seconded by Alderman Vosper, That Report No. 77 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 77

To the Mayor and Members of Council. Kingston, July 6, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS on February 14, 1972, Council passed By-Law No. 7264 to require a minimum area of 1,550 square feet per unit for all multiple family residences in the C, Cc, D and E Zones of By-Law 3077; and,

WHEREAS on the same date Council directed the Building Inspector to endorce this By-Law; and,

WHEREAS the proposed development of Independent Recovery and Adjustment Limited at 269 Rideau Street does not conform to the aforementioned by-law yet was justifiably committee to development under the regulations of By-Law 3077 prior to the passing of By-Law No. 7264;

THEREFORE BE IT RESOLVED that the following property be exempted from By-Law No. 7264 (Area Requirements C, Cc, D and E zones) as it amends By-Law 3077:

"The 0.43 acre parcel of land on the east side of Rideau Street where Charles Street intersects, measuring approximately 67 feet by 277 feet, and being Part of Farm Lot A, WGCR, and presently identified as 269 Rideau Street by Civic Number, subject to execution of a site plan agreement by the applicant.".

(See By-Laws 18 & 19: No. 7435 & 7436) CARRIED

2. WHEREAS application has been made to the Minister of Economics and Intergovernmental Affairs by Mr. C. S. Parkhurst for approval of a plan of re-subdivision of Lots 9 to 15 inclusive and Noble Street, Reg. Plan No. 450 on the south side of Weller Avenue; and,

WHEREAS under the proposed Rideau Heights Redevelopment Scheme - Phase II, one of the goals was to redevelop this portion of Weller Avenue by demolishing existing sub-standard dwellings and creating smaller lots; and,

WHEREAS the proposed subdivision will aid in implementation of the above goal; and,

WHEREAS the plan is in conformity with the Official Plan and Zoning By-Law; and,

WHEREAS the plan appears to be appropriate for the area;

THEREFORE BE IT RESOLVED that the aforementioned plan of subdivision prepared by Humphries & Burgham, O.L.S. dated June 12, 1972, be recommended for approval to the Minister of Economics & Intergovernmental Affairs subject to the imposition of the following as conditions of subdivision approval:

REPORTS (cont'd)

Report No. 77 - City of Kingston Planning Board: (cont'd)

2. (cont'd)

(a) That approval of the Committee of Adjustment for minor variance with respect to the width of Lots 11 & 12 which at 41.5 ft. each are below the minimum width of 50 ft. as prescribed by the applicable zoning by-law.

(b) That under the authority of Section 33 (8) of The Planning Act, the City be paid cash in lieu of the 5% dedication of land for public purposes other than highways.

(c) That the developer enter into the City's standard subdivision agreement to provide services satisfactory to the Municipality and the Public Utilities Commission.

(See By-Law 7: No. 7430) *CARRIED*

Respectfully submitted,

(signed) *G. N. Speal* (CHAIRMAN)
E. V. Swain
G. Vosper

Alderman Timmins presented Report No. 78 of the Rideaucrest Home Committee as follows.

Moved by Alderman Timmins, Seconded by Alderman Watts, That Report No. 78 of the Rideaucrest Home Committee be received and adopted clause by clause.

REPORT NO. 78

To the Mayor and Members of Council. Kingston, July 13, 1972.

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Glidden Company in the amount of $301.60 for the supply of paint and painting materials, as a charge against repairs and maintenance of buildings be approved for payment.

CARRIED

2. That the account of Burns Foods Limited in the amount of $1,135.92, for supplies of meat for Rideaucrest Home for the months of May and June 1972, be approved for payment.

NOTE: Supplies of meat are not included in the quarterly tenders, but competitive prices are obtained.

CARRIED

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
K. W. Matthews
E. Watts

Alderman Webb presented Report No. 79 of the Public Works Committee as follows.

Council consented to the addition of Clause 5 for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Blaney, That Report No. 79 of the Public Works Committee be received and adopted clause by clause.

REPORTS (cont'd)

Report No. 79 - Public Works Committee: (cont'd)

REPORT NO. 79

To the Mayor and Members of Council. Kingston, July 17, 1972.

The Public Works Committee reports and recommends as follows:

1. That the time limit on Cut Permit issued to Beaver Seaway Ltd. for relocation of services at the Traffic Circle be extended by ten days due to the fact that work was delayed by weather conditions and by Public Utilities Commission tests.

CARRIED

2. That the following accounts be paid:

Alton Hadley Ltd. - $419.86 - equipment repair parts
McGinnis & O'Connor Ltd. - $696.26 - stone for road cuts
CompassPlastics Ltd. - $731.57 - 10,000 poly bags
Fisher Scientific Co. Ltd. - $548.16 - 1 Still for River St. Pumping Station

Amac Equipment Ltd. - $541.16 - sewer rods

CARRIED

3. That the tender of L. M. Welter Ltd., in the amount of $66,001.00, for construction of sanitary sewer in Weller Ave. and Weller Ave. Place in accordance with plans and specitifications prepared by the City Engineering Department be accepted being the lowest tender received, subject to the receipt of Ontario Municipal Board approval of the project.

(See By-Law 2: No. 7425) *CARRIED*

4. That the rate of $1.00 per 1000 gallons for disposal of sewage from Township of Pittsburgh holding tanks be revised to $5.00 per tank truck load.

CARRIED

5. That the tender of K. Mulrooney Trucking Ltd., in the amount of $2,950.00 per month, to provide, maintain, and operate all equipment required in the performance of landfill operations, entailing, in part, the spreading, levelling, and compaction on daily basis, all garbage, refuse, etc., accepted for disposal, and the covering and compaction of such garbage and refuse with earth fill to a compacted density as required, and to leave the site in such condition as required to meet health standards, and with the approval of the Sanitation Foreman, be accepted being the lowest tender received.

CARRIED

Respectfully submitted,

(signed) G. L. Webb (CHAIRMAN)
Earl J. Blaney
T. A. Hagerman
E. Watts

Alderman Keenleyside presented Report No. 80 of the Parks, Recreation and Property Committee as follows.

Moved by Alderman Keenleyside, Seconded by Alderman Hagerman, That Report No. 80 of the Parks, Recreation and Property Committee be received and adopted clause by clause.

REPORTS (cont'd)

Report No. 80 - Parks, Recreation and Property Committee: (cont'd)

REPORT NO. 80

To the Mayor and Members of Council. Kingston, July 19, 1972.

The Committee on Parks, Recreation and Property reports and recommends as follows:

1. That the following accounts be paid:

Hand Chemical Industries Ltd. - $531.98 - fireworks
Amherst Sales - $533.23 - 2 power scythes

CARRIED

2. That the parking regulations applicable to the City Park be not enforced during the period of the Shark World Regatta 1972 from August 20 to August 25, 1972.

CARRIED

3. That nine rolls of bunting stored in the City Hall be sold to St. George's Church for the sum of $1.00.

CARRIED

Respectfully submitted,

(signed) *J.L. Keenleyside* (CHAIRMAN)
T. A. Hagerman
G. N. Speal
G. W. Vosper

Alderman Travers presented Report No. 81 of the Fire, Legislation and Housing Committee as follows.

Council consented to the withdrawal of Clause 5 and 9 and to the addition of Clause 10.

Moved by Alderman Travers, Seconded by Alderman Matthews, That Report No. 81 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 81

To the Mayor and Members of Council. Kingston, July 20, 1972.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as requested by Queen's University students, permission be granted for them to provide "Shoe Shines" on the streets of Kingston on Friday, September 15th, 1972; with all proceeds to be given to the Cystic Fibrosis Foundation.

CARRIED

2. That, as recommended by the Chief Building Inspector and the Kingston, Frontenac and Lennox and Addington Health Unit, a by-law be presented to Council to amend By-Law No. 7131, "A By-Law to Provide for the Licensing and Regulating of Public Halls," to provide that the words, "it meets public Health standards" be deleted from Section 4(f) and that the following words be substituted therefor - "the plumbing fixtures meet the requirements of The Theatres Act and the National Building Code," so that Section 4(f) would read as follows:

REPORTS (cont'd)

Report No. 81 - Fire, Legislation and Housing Committee: (cont'd)

2. (cont'd)

"4(f) Every application for a public hall license shall be accompanied by a certificate signed by the Director of the Kingston, Frontenac and Lennox and Addington Health Unit, certifying that he has inspected the building in respect of which the application is made and is satisfied that the plumbing fixtures meet the requirements of The Theatres Act and the National Building Code."

(See By-Law 3: No. 7426) *CARRIED*

3. That the following questions be submitted to the electors in the 1952 annexed portion of the City of Kingston at the municipal election on December 4th, 1972:

   1. Are you in favour of the establishment of Government stores for the sale of liquor?
   2. Are you in favour of the establishment of Government stores for the sale of beer only for residence consumption?
   3. Are you in favour of the authorization of Ontario wine stores for the sale of Ontario wine only for residence consumption?

CARRIED

4. That, as requested by the Canadian Federation of Amateur Baseball, the week of July 23rd to July 29th, 1972, be proclaimed as "Amateur Baseball Week" in Kingston.

CARRIED

5. That, as recommended by the Ontario Department of Labour, a by-law be presented to Council to appoint Mr. R. K. Cleverdon, P. Eng., Director, Construction Safety Branch, Ministry of Labour of Ontario, and those persons who are inspectors of the Ministry of Labour under The Public Service Act, to enforce the Construction Safety Act and Regulations thereunder in the City of Kingston, at no cost to the municipality, until Bill 198, "The Construction Safety Act, 1972" is enacted; said appointments to be effective on the 25th day of July, 1972;

- and -

that By-Law No. 4064, "A By-Law to Authorize the Appointment of Inspectors Under the Construction Safety Act, 1961-62," be repealed.

(See By-Laws 20 & 21: No. 7437 & 7438) WITHDRAWN

6. That, as recommended by the Public Works Committee, no action be taken on the recommendation of the Ontario Department of Labour to appoint Mr. R. K. Cleverdon, P. Eng., Director, Construction Safety Branch, Ministry of Labour of Ontario, and those persons who are inspectors of the Ministry of Labour under The Public Service Act, to enforce the Trench Excavators' Protection Act and Regulations thereunder in the City of Kingston, at no cost to the municipality, until Bill 198, "The Construction Safety Act, 1972" is enacted; since municipal employees who have been appointed inspectors under existing legislation have been doing this work satisfactorily as part of their duties without any recognition.

CARRIED

REPORTS (cont'd)

Report No. 81 - Fire, Legislation and Housing Committee: (cont'd)

7. That By-Law No. 5125, "A By-Law Establishing Schedules of Retention Periods for Certain Documents to be Kept by the City of Kingston and Certain Local Boards Thereof," be amended to permit the Committee on Records and Archives to recommends which records should be destroyed and which transferred to the City of Kingston Archives.

CARRIED

8. That, as recommended by the Housing Sub-Committee:

> *WHEREAS it is reported that the Frontenac County Board of Education is proposing to develop a site owned by them on the west side of Portsmouth Avenue, south of Johnson Street, of 19.5 acres more or less, for commercial purposes in the construction of an administration building; and*
>
> *WHEREAS this property is zoned for residential purposes and is best suited to that use; and*
>
> *WHEREAS there is a serious shortage of serviced land for home building in Kingston:*
>
> *THEREFORE BE IT RESOLVED that the Frontenac County Board of Education be asked to consider the use of another site for such a building, thereby making the Portsmouth Avenue site available for residential development.*

(See Following Motion of Referral.)

Moved by Alderman Keenleyside,
Seconded by Alderman Blaney,

That Clause 8 be Referred to the City of Kingston Planning Board for consideration and recommendation.

CARRIED 7:5

9. That, since the amendments to rezone the area in question under By-Law No. 3078 and the City's Official Plan have been approved by the Ontario Municipal Board, Council concur in the recommendation of the Board of Directors of Ontario Housing Corporation that the contract for the following units of rent-geared-to-income housing be awarded to Headway Corporation Limited, for construction on land located on the north side of Weller Avenue and Wiley Street:

> Family Housing - 184 units, consisting of sixteen 2-bedroom, one hundred and thirty 3-bedroom, and thirty-eight 4-bedroom units at a total estimated price, including land, of $2,947,740.00, with an average price of $16,020.; and
>
> Senior Citizen Accommodation - fifty-two 1-bedroom units at a total estimated price, including land, of $530,400., with an average price of $10,200.; and further

That the 62 units of family housing which had been scheduled for construction on Guthrie Drive in Crestview Subdivision, also be constructed by Headway Corporation Limited at Weller Avenue and Wiley Street.

WITHDRAWN

REPORTS (cont'd)

Report No. 81 - Fire, Legislation and Housing Committee: (cont'd)

10. That, as requested by Mrs. Irene Mooney, permission be granted to reproduce a picture of City Hall and the words "Kingston Tercentenary" on china plates.

CARRIED

Respectfully submitted,

(signed) *D. J. Travers* (CHAIRMAN)
K. W. Matthews
W. T. J. Cook
T. A. Hagerman
E. Watts

Alderman Webb presented Report No. 82 of the Finance and Accounts Commitee as follows.

Council consented to the addition of Clause 20 to 26 and to the amendment of Clause 13(3) by the addition of the words:

"and the Airport Committee be authorized to appoint consultants to prepare these plans and specifications."

Moved by Alderman Webb, Seconded by Alderman Keenleyside, That Report No. 82 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 82

To the Mayor and Members of Council. Kingston, July 19, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following resolution of the City of Cornwall be endorsed:

"WHEREAS the Federal Government grants for youth are now paid directly to the various groups;

AND WHEREAS there does not appear to be any coordination of the programs within the municipality;

NOW, THEREFORE, the Council of the Corporation of the City of Cornwall hereby requests that all applications to the Federal Government for grants for you be processed through the municipality where the youth resides;

THAT they be approved by the municipality;

AND THAT the money be forwarded by the Federal Government to the municipality for distribution to the youths concerned."

CARRIED
(Ald. Blaney opposed.)

2. That, since the real estate transaction concerning the acquisition of the former Notre Dame Convent property developed into an out-of-the ordinary one because of the investigation of title being both complicated and time consuming, a fee in the amount of $753.75, being 75% of the fee based on the Frontenac Law Association Tariff, be approved for payment to Mr. D. L.Hardtman, Q.C., City Solicitor.

CARRIED

REPORTS (cont'd)

Report No. 82 - Finance and Accounts Committee: (cont'd)

3. That, during the period of renovations to City Hall, the meetings of City Council, Planning Board and Committee of Adjustment, as well as other committees when required, be held in the Frontenac County Council Chambers, Court House, Kingston, it being noted that the City will be responsible for paying the cost of maintenance and housekeeping in the operation of such an arrangement.

> *NOTE: Frontenac County Council have given permission for the use of their Council Chambers.*

CARRIED

4. That, during the period of renovations to City Hall:

A. The following City Hall Departments be re-located at the Old Post Office Building, Clarence and Wellington Streets:

(1) Mayor and Secretary
(2) Clerk-Comptroller and Staff
(3) Treasury Department, including Personnel Office
(4) Tercentenary Office
(5) Social Services Department
(6) Commissioner of Works and secretarial staff
(7) Switchboard

- and -

B. The following City Hall Departments be re-located at the Public Utilities Commission Building, 19 Queen Street:

(1) Industrial Commissioner and Secretary
(2) Building Inspector and staff
(3) Parking Authority
(4) Purchasing Agent and Secretary
(5) Administrator, Traffic and Streets; and Assistant to Administrator
(6) Planning Department
(7) Print Shop and Mailroom
(8) Meter Mechanics

- and -

C. The engineering, drafting and field staff of the Public Works Department be re-located on the second floor of the Morton Street Warehouse at 440 King Street West.

CARRIED

5. That, as recommended by the Parks, Recreation and Property Committee, the acceptance of the Bell Canada quotation, in the amount of $2,402.00, to install a switch board in the Old Post Office Building at Clarence and Wellington Streets to service all City Departments during the period of City Hall renovations, be confirmed.

CARRIED

6. That the tender of Norm's Delivery Service of 60¢ per packet for pickup and delivery of 14 envelopes for Aldermen on a weekly basis, being the lowest of three Tenders received, be accepted.

CARRIED

REPORTS (cont'd)

Report No. 82 - Finance and Accounts Committee: (cont'd)

7. That acceptance of the tenders, as recommended by the Purchasing Agent, for Petroleum Products, as shown on Summary of Tender No. 72-34, a copy of which is attached to the official copy of the Minutes of Meeting No. 33 of the Finance and Accounts Committee held on July 19th, 1972, be approved.

CARRIED

8. That the account of National Cash Register Co. Ltd., in the amount of $400.00, for systems services charge re overtime and retroactive payroll programs, be approved for payment.

CARRIED

9. That the account of Industrial Label and Tape Service Ltd. in the amount of $442.25, for Tercentenary labels, be approved for payment.

CARRIED

10. That the following budget appropriation transfer be approved to absorb the deficit incurred by the Grand Theatre on the Board sponsored Shaw Festival presentation, "Misalliance," held on June 8th, 9th and 10th, 1972:

	Increase	Decrease
GRAND THEATRE		
Expenditures - Performance Fund	$502.98	-
FINANCE COMMITTEE		
UNCLASSIFIED - Contingencies	-	$502.98

CARRIED

11. That, as recommended by the Industrial Commission, a by-law be presented to Council to authorize the sale of four acres, more or less, having a frontage of 620 feet on Lappan's Lane and a depth of approximately 315 feet, of City owned land lying on the west side of Lappan's Lane between the Hydro easement to the south and the CNR mainline to the north to Permanent Concrete (A Division of Canfarge Ltd.) save and except for a 26' strip of land on the west side of Lappan's Lane to be retained by the City for road widening purposes, subject to the following conditions:

(1) Price per acre - $1,200.00

(2) Legal and survey costs to be assumed by the purchaser;

(3) Filling of the land that is acquired to be in conformity with the Conservation Authority plan;

(4) An office building of at least 25' x 28' in area and suitable parking to be completed within two years from the date of purchase;

(5) The purchaser will assume the following costs for services:

WATERMAIN	$0.78 per foot frontage for 15 years, plus cost of lateral service
SANITARY SEWER	$1.24 per foot frontage for 15 years, plus cost of lateral service
CULVERT AND DRIVEWAY RAMP	Actual cost
SEWER SURCHARGE	$0.17 per square foot over 3,000 square feet of building

CARRIED

(See By-Law 4 & 5: No. 7427 & 7428)

REPORTS (cont'd)

Report No. 82 - Finance and Accounts Committee: (cont'd)

12. That the account of Mills Office Suppliers Limited in the amount of $480.00 to renew the service contract on A.B. Dick model 360 Offset Printing Machine and Blanket Attachment, which provides for 12 inspections per year, from July 1972 to June 1973, be approved for payment.

CARRIED

13. That, as recommended by the Airport Committee, and as concurred in by the Industrial Commission, a by-law be presented to Council to authorize the purchase of the Norman Rogers Airport from the Ministry of Transport, Canada, subject to the following conditions, and as more fully set forth in a letter from the Minister of Transport dated July 6th, 1972:

(1) The Ministry will transfer title of the Airport to the City of Kingston when the value of improvements made to the Airport by the City, and approved by the Ministry of Transport, have equalled the agreed value of the Airport (approximately $138,000.);

(2) The City shall be responsible for legal and survey costs;

(3) The City shall be responsible for the preparation of plans and specifications for the proposed improvements and their approval by the Ontario Region and the Airport Committee be authorized to appoint consultants to prepare these plans and specifications;

(4) The Real Estate Branch of the Department of Public Works, on behalf of the Ministry of Transport, shall be responsible for preparation of a recommendation to Council to authorize the agreement of sale and subsequent issuance of Letters Patent to the City once the City has invested an amount equal to the value of the Airport;

to be financed as follows:

$100,000., plus accrued interest, from Reserve Fund for acquisition of industrial land, subject to the approval of the Ministry of Treasury, Economics and Intergovernmental Affairs; and

the balance of $38,000. to be provided from the 1972 10% down payment on Capital Expenditures.

(See By-Law 6 & 8: No. 7429 & 7431)

CARRIED AS AMENDED
(Ald. Matthews opposed.)

14. That, as recommended by the Parks and Property Administrator, the matter of extremely high water levels this year, which have caused many problems in the operations of the Parks, Recreation and Property Department, such as waterfront safety control and flooding of Belle Park Drive, be immediately brought to the attention of the St. Lawrence Seaway Authority, since these high water levels are due to control measures exercised by the St. Lawrence Seaway Authority, since these high water levels are due to control measures exercised by the St. Lawrence Seaway Control Gates.

CARRIED

15. That, as recommended by the City Treasurer, the following budget appropriation transfers be approved to provide for wage increases, as approved by Council:

REPORTS (cont'd)

Report No. 82 - Finance and Accounts Committee: (cont'd)

15. (cont'd)

	Acct. No.	Increase	Decrease
EXPENDITURES			
Kingston Planning Board - Salaries	4101	$ 988.	-
Finance - Salaries	3001	9,103.	-
Industrial Comm.	309-01	835.	-
Grand Theatre	4601	245.	-
Engineering	311-01	35,000.	-
Public Works			
- City Yard	313-01	749.	-
- Sidewalks	313-85	472.	-
- Pavements	314-03	3,217.	-
- Unpaved Roads	314-22	703.	-
- Winter Control	314-35	4,073.	-
- Sidewalk Sanding & Snow Removal	314-53	1,124.	-
- Street Cleaning	314-60	1,316.	-
- Mntce. Sewers	315-01	1,404.	-
- Sewage Pumping Stn.	316-02	2,260.	-
- Winter Pol. Control	317-02	1,300.	-
Rideaucrest			
- Supt.	9901	348.	-
- Permanent Staff	9902	14,740.	-
- Temporary Staff	9903	2,727.	-
Social Services	3701	3,183.	-
Traffic and Streets			
- Salaries	3601	802.	-
- Wages	362-01	890.	-
Parks - Marina	3270	320.	-
- Adm. Salaries	4201	2,128.	-
- Gen'l Salaries	421-01	780.	-
- Gen'l Wages	421-02	1,875.	-
- Gen'l Equip. Mntce.	421-41	375.	-
- Special Lawn Jobs	421-50	47.	-
- Mntce. Buildings	421-52	175.	-
- Greenhouse	421-60	50.	-
- Mntce. Blvds.	421-64	150.	-
- Tree Belts, etc.	421-65	137.	-
- Tree Planting	421-66	125.	-
- Weed Control	421-67	187.	-
- Tree Trimming	421-70	625.	-
- Mntce. Equipment	421-72	50.	-
- Stump Removal	421-76	50.	-
- Dutch Elm Removal	421-77	375.	-
- Parks Development	421-87	225.	-
Recreation			
- Salaries	423-01	523.	-
- Instruction Charges	423-02	38.	-
- Mntce. Equipment	423-43	20.	-
- Mntce. & Improvements	423-56	50.	-
- Mntce. Ball Dia.	423-65	100.	-
- Cont. from Rev. Fund	423-80	75.	-
L.O. Park			
- Salaries	425-01	285.	-
- Camp Expense	425-10	108.	-
- Lands	425-11	624.	-
- Mntce., Bldg. & Property	425-12	108.	-
City Property			
- Salaries	3201	999.	-
- Wages (Seasonal)	3241	658.	-
- Mntce. Property	3250	65.	-

REPORTS (cont'd)

Report No. 82 - Finance and Accounts Committee: (cont'd)

15. (cont'd)

EXPENDITURES	Acct. No.	Increase	Decrease
Municipal Golf Course			
- Salaries	3240	346.	-
Youth Centres			
- Wages	428-60	388.	-
- Mntce., Bldg. & Grounds	428-63	38.	-
- Cont. Rev. Fund	428-70	18.	-
- Wages	429-01	413.	-
- Mntce., Bldg. & Grounds	429-06	45.	-
- Canteen Wages	429-10	50.	-
- Roller Skating Wages	429-20	28.	-
- Cont. Curr. Rev.	429-29	18.	-
		$98,150.	
FINANCE COMMITTEE			
UNCLASSIFIED			
- Contingencies	3053	-	$98,150.

CARRIED

16. That, as recommended by the City Treasurer, the following budget appropriation transfers be approved to provide for wage increase for Police Department Employees, as approved by the Board of Commissions of Police for the City of Kingston:

	Increase	Decrease
POLICE COMMISSION		
PERSONAL SERVICES		
- Salaries - Policemen	$102,745.	-
- Salaries - Office Staff	1,320.	-
	$104,065.	
FINANCE COMMITTEE		
UNCLASSIFIED		
- Contingencies	-	$104,065.

CARRIED
(Ald. Timmins opposed.)

17. That, as requested by St. Mary's of the Lake Hospital subject to the concurrence of Queen's University and Kingston General Hospital, a by-law be presented to Council to authorize the execution of agreement with St. Mary's of the Lake Hospital to permit them to dump excavated material from their new hospital building, which will be under construction shortly, at the breakwater site on King Street, under the same conditions contained in the agreement dated January 10, 1972, with the City, Queen's University and Kingston General Hospital, except that St. Mary's of the Lake Hospital will not be required to retain a landscape architect or a consulting engineer, since these requirements have been met by Queen's University and Kingston General Hospital.

(See By-Law 9: No. 7432) *CARRIED*

REPORTS (cont'd)

Report No. 82 - Finance and Accounts Committee: (cont'd)

18. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with J. D. Lee Engineering Limited to design emergency stand-by power equipment, including installation, for the North End Pumping Station, at an estimated engineering fee of $3,000.00, in accordance with approved rates of the Association of Professional Engineers; and that this expenditure of funds, as a charge against the Sewer Capacity Reserve Fund, be approved.

NOTE: Estimated cost of project - $20,000.00.

(See By-Law 10: No. 7433) *CARRIED*

19. That the account of Marchant Marking Devices in the amount of $589.27 for supplying 5000 White Tercentenary buttons, be approved for payment.

CARRIED

20. That List of Accounts No. 2, dated February 29th, 1972, in the amount of $1,152,270.50, for expenditures incurred under proper authorization, be confirmed.

NOTE: List of Accounts No. 2 was inadvertently not distributed earlier. A copy of the list has been forwarded to all Members of Council.

CARRIED

21. That, as recommended by Kingston Tercentenary Inc., an agreement be entered into to provide for the performance of certain accounting services by the City of Kingston for Kingston Tercentenary Inc.

CARRIED

22. That, as recommended by Kingston Tercentenary Inc., the Board of Directors of Kingston Tercentenary Inc., or such other persons as may be designated by resolution of the Board, be authorized to use the Kingston Tercentenary logogram.

CARRIED

23. That the following items, as agreed to by the City Negotiating Committee and Local 498, I.A.A.F., be confirmed, and it be agreed that the only item going to a Board of Arbitration is Salaries:

"1. The Corporation will assume 100% of the cost of hospital and medical plans.

2. The City's share of group insurance will remain at 80%.

3. Vacations: During the sixth year of continuous service (now seven years) a firefighter will be entitled to three weeks' vacation. During the calendar year in which a firefighter completes sixteen years of continuous service, he will be entitled to four weeks' vacation for the year 1972 (now seventeen years). During the year in which a firefighter completes twenty-five years of continuous service he will be entitled to five weeks' vacation.

4. Sick Leave: On termination of employment, severance pay of 50% of accrued sick leave credits to employees with ten years or more continuous service, with the total payment not to exceed one-half year's earnings.

5. Uniforms: Burberry Coat and Pea Jackets to be replaced by the standard all-weather coat approved by the Canadian Fire Chiefs' Association.

REPORTS (cont'd)

Report No. 82 - Finance and Accounts Committee: (cont'd)

23. (cont'd)

5. (cont'd)

In 1972 firefighters would receive four short sleeved shirts and three long-sleeved shirts and then would revert back to four uniform shirts a year.

6. Overtime: The flat three hours of straight time set out in Section 405 will be paid for call-outs and straight time will be paid when a firefighter is required to work beyond his normal shift.

7. Section 1505 of the Agreement to include appeal to City Grievance Committee.

8. Agreement to be for one year."

CARRIED
(Ald. Hagerman & Ald. Keenleyside opposed.)

24. That, as recommended by the Public Works Committee:

A. a by-law be presented to Council to amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS New Construction - Concrete Sidewalks		
-S/S Weller - Division E. to Existing (leaves balance of $18,703.)	-	$97.00
- Kingscourt - Ruskin to Kirkpatrick (Petition) (increases quotat to $2,597.00)	$97.00	

- and -

B. since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the construction of a concrete sidewalk on the west side of Kingscourt Avenue, from Ruskin Street to Kirkpatrick Street, at an estimated costof $2,597.04, under the provisions of Section 7 of the Local Improvement Act:

	Cost	Debenture
Owners' Share	$ 484.43	$ 484.43
City's Share	2,112.61	2,112.61
Total	$ 2,597.04	$2,597.04

NOTE: Provision for this work has been made in the 1972 Capital Budge

(See By-Law 27; No. 7439) *CARRIED*

25. That application be made to the City of Kingston Committee of Adjustment for a change of non-conforming use (military Headquarters administration) to another non-conforming use (civic administrative offices) for a temporary period of two years at 440 King Street West.

CARRIED

REPORTS (cont'd)

Report No. 82 - Finance and Accounts Committee: (cont'd)

26. That the resignation, to be effective on the appointment of his successor, of Dr. S. Fyfe, Chairman of the City of Kingston Planning Board, be accepted with regret and that he be thanked for his community service as a member of the Planning Board.

CARRIED

Respectfully submitted,

(signed) E. V. Swain (CHAIRMAN)
G. L. Webb
J. L. Keenleyside
D. G. Timmins
D. J. Travers

Alderman Vosper presented Report No. 83 of the Airport Committee as follows.

Moved by Alderman Vosper, Seconded by Alderman Keenleyside, That Report No. 83 of the Airport Committee be received and adopted.

REPORT NO. 83

To the Mayor and Members of Council. Kingston, July 10, 1972.

The Airport Committee reports and recommends as follows:

1. That as recommended by the Purchasing Agent, instead of replacing the obsolete gas pump a $910., 2 h.p. pump and 120 gallon galvanized tank, including installation, be purchased from Archer Pumps Limited, 24 Lakeshore Boulevard, at a price of $910., this installation to be on a 60 day trial period.

CARRIED

Respectfully submitted,

(signed) G. Vosper (CHAIRMAN)
J. L. Keenleyside
G. N. Speal
D. J. Travers

Alderman Timmins presented Report No. 84 of the Social Services Committee as follows.

Moved by Alderman Timmins, Seconded by Alderman Matthews, That Report No. 84 of the Social Services Committee be received and adopted.

REPORT NO. 84

To the Mayor and Members of Council. Kingston, July 24, 1972.

The Committee of Social Services reports and recommends as follows:

1. That the account of Grand & Toy in the amount of $533.09 for new equipment for the Day Care Centre be approved for payment it being noted that this expenditure is subsidized 100% by the Provincial Government.

CARRIED

Respectfully submitted,

(signed) D. G. Timmins (CHAIRMAN)
K. W. Matthews
E. Watts

UNFINISHED BUSINESS

Alderman Matthews referred to the proposal of Dr. Luther in the Mayor's Committee For Community Progress minutes about letters being sent out to individual people to vote. He said that the Jaycees had done a good job on this in previous years and their program should not be duplicated. It was proposed that letters be sent to voters in the North end of the City. Letters should be sent to voters in the South end of the City as fewer of them had voted at the last election. The lack of a mayorality race in the last election had resulted in a poor turnout of voters. In the 1972 elections fluoridation should bring out the voters.

Alderman Hagerman proposed that the Police Commission investigate the use of volunteer policemen in view of the rising salary costs.

Mayor Swain said that use of the Auxilliary force had been considered two years ago and replied that the Commission would re-examine the idea.

Alderman Timmins said he agreed that in the last election the voters on the north side had shown greater participation in voting than those on the south side. He requested that he be supplied with the voting figures for the last five elections.

Alderman Keenleyside referred to the motion about a seperate traffic division. He said only 12 uniformed men were on duty each shift. There may be less men on weekends when the men are taking their lieu days. He requested information about the number of men on duty on the July 1st weekend. He said the Members of Council may be surprised to find out how few men are available for each shift. He said that the possible use of "Green Hornets" for enforcement of traffic by-laws would encourage "empire building".

Mayor Swain said annual request had been made for more personnel. If Council wishes more effective law enforcement it will have to provide funds for employment of more men. Council has requested a meeting early next year with the Police Commission to discuss salary guidelines. He said the meeting could also be used to provide the Members of Council and the Members of the Police Commission information on the Forc distribution and allocation of manpower.

Alderman Webb referred to the resolution in Clause 1 of the Finance and Accounts report which asked for more local consultation in the Opportunity For Youth Program. He said he was presenting a Notice of Motion on the Program.

Alderman Webb read an Editorial from the Globe and Mail which concerned the deficiencies in some of the Youth Projects. He filed a copy of the editorial with the Clerk-Comptroller.

Alderman Speal said he was familiar with the Project in the Kirkpatrick Street area and the Mowat Avenue area. The Mowat Avenue project was a good one. The tree planting project in residential areas did not work out as the trees were too small and instead they had been planted at Belle Island Park. He read a letter from the Student Volunteer Bureau on the Opportunity For Youth Program and filed the letter with the Clerk.

Alderman Timmins suggested that the City should request the Federal Government to subsidize the employment of young people in the Parks and Recreation Department.

Alderman Travers said the resolution that the school site be used for housing had been referred to the Planning Board at this Council meeting. He hoped for action of this and also on the Senior Citizen Project on the former Notre Dame Convent Property. He said that the Industrial Commission should not have considered the possibility of the armouries being used by the automobile dealer as the area was needed for park land.

Alderman Travers said that the Province of Ontario was giving financial support to "Olympics 76" and asked what money was being contributed by the Federal Government.

Alderman Vosper said that the City should not ignore the criticism of the Toronto Globe of the operation of the Opportunity For Youth Program. Some of the Programs are good, some are not. The bad Programs should be weeded out.

UNFINISHED BUSINESS (cont'd)

Mayor Swain said that of the five Projects referred to in the editorial, only one of the projects had been communicated to him. He said that there should be co-ordination of these projects on the various levels of government. Adventure Playground involves youngsters in the building of huts and projects of interest to them. After talking to the Parks people who had endorsed the idea as an exciting concept, Mayor Swain said that the Student Volunteer Bureau had written to him explaining their Program. He doubted if the Federal Government would turn over funds for Youth Programs to the municipalities but some type of sanction from the Mayor or Council was desirable.

Alderman Watts said he had received no complaints about the Program and it was wonderful to learn the Federal Government was helping youngsters. Council should try to get help from the Federal Government for the Olympics instead of being critical of the Youth Program.

Alderman Cook said he was present at Lake Ontario Park on the night of the fireworks display and would like to congratulate the Chairman, C.K.L.C., and the Members of the Police and Fire Department who had assisted. His misgivings about the operation of amusements by Conklin had been settled.

Alderman Cook said he was delighted with the show at the Princess Street Mall which was put on by young people. He said that the Mall itself was excellent and he was also pleased about the opening of the old fashioned ice cream parlour on King Street near Princess Street.

In the Local Incentive Program there had been better liaison than in the Opportunities For Youth Program.

Mayor Swain said that the Queen's University Senior Administrative Staff had invited the Members of Council to a meeting on Saturday, September 30, 1972, at 10:00 A.M. in Richardson Hall. This meeting would be similiar to the one sponsored by the City and would discuss proposed developments at the University.

Alderman Webb said he was pleased that the Mayor had arranged a visit of the Queen in 1973 and he wondered if the President of France would be invited at the same time.

Mayor Swain said that it was considered more appropriate that Queen be invited to visit Kingston on July 6th and have the Prime Ministers of Ontario and Quebec also invited at the same time and he hoped that a separate visit could be arranged for the President of France.

BY-LAWS

Council consented to the addition of By-Laws (27) to (32) and to the withdrawal of By-Laws (11), (12), (13) and (14) for presentation to Council.

(a) Moved by Alderman Matthews,
Seconded by Ald. Speal,

That By-Laws 1 to 10, 17 to 21 and 27 to 32 receive their first reading.

CARRIED

(b) Moved by Alderman Timmins,
Seconded by Alderman Speal,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 10, 15 to 21 and 27 to 32 their second reading.

Ald. Webb, Chairman.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Alderman Travers,
Seconded by Alderman Vosper,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Alderman Webb reported that By-Laws 1 to 10, 15 to 21 and 27 to 32 had been considered in the Commiittee of the Whole and had received their second reading with Alderman Matthews opposed to By-Law No. 6 and 8, Alderman Keenleyside opposed to By-Law No. 7 and Alderman Blaney opposed to By-Law No. 16.

(e) Moved by Alderman Watts,
Seconded by Alderman Webb,

That Rule 35 be suspended for the purpose of giving By-Laws 17 to 21 and 28 to 30 their third reading.

CARRIED

(f) Moved by Alderman Blaney,
Seconded by Alderman Cook,

That By-Laws 17 to 26 plus 28 to 30 be given their third reading.

CARRIED

(g) Moved by Alderman Blaney,
Seconded by Alderman Cook,

That By-Law 15 be given its third reading.

CARRIED 7;5
(Ald. Watts and Ald. Webb opposed.)

(h) Moved by Alderman Blaney,
Seconded by Alderman Cook,

That By-Law 16 be given its third reading.

CARRIED 7:5
(Ald. Watts and Ald. Webb opposed.)

(1) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 2, Report No. 76)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7424)
Clause 2, Report No. 76, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

(2) A By-Law to Authorize the Execution of An Agreement With L. M. Welter Ltd., For Construction of Sanitary Sewer in Weller Avenue and Weller Avenue Place (Contract No. 72-7W)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7425)
Clause 3, Report No. 79, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

BY-LAWS (cont'd)

(3) A By-Law to Amend By-Law No. 7131, "A By-Law to Provide For the Licensing and Regulating of Public Halls" (Requirements: Plumbing Fixtures)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7426)
Clause 2, Report No. 81, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

(4) A By-Law to Authorize the Execution of An Agreement With Permanent Concrete For the Purchase of Four Acres of Land On the West Side of Lappan's Lane

(FIRST AND SECOND READINGS) (PROPOSED NO. 7427)
Clause 11, Report No. 82, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

(5) A By-Law to Authorize the Sale of Four Acres of Land on the West Side of Lappan's Lane to Permanent Concrete

(FIRST AND SECOND READINGS) (PROPOSED NO. 7428)
Clause 11, Report No. 82, 1972.

FIRST READING - CARRIED 12:
SECOND READING - CARRIED 12:

(6) A By-Law to Authorize the Execution of An Agreement With the Ministry of Transport (Canada) (Purchase of Norman Rogers Airport)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7429)
Clause 13, Report No. 82, 1972.

FIRST READING - CARRIED 12:
SECOND READING - CARRIED 11:
(Ald. Matthews opposed.

(7) A By-Law to Authorize the Execution of a Subdivision Agreement With G. S. Parkhurst (Lots 9 to 15 Inclusive and Noble Street, Reg. Plan No. 450 On the South Side of Weller Avenue)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7430)
Clause 2, Report No. 77, 1972.

FIRST READING - CARRIED 12:
SECOND READING - CARRIED 11:
(Ald. Keenleyside opposed.)

(8) A By-Law to Authorize the Purchase of the Norman Rogers Airport

(FIRST AND SECOND READINGS) (PROPOSED NO. 7431)
Clause 13, Report No. 82, 1972.

FIRST READING - CARRIED 12.
SECOND READING - CARRIED 11.
(Ald. Matthews opposed.)

(9) A By-Law to Authorize the Execution of An Agreement With St. Mary's Hospital To Permit Dumping of Excavated Material From New Hospital Building At Breakwater Site on King Street

(FIRST AND SECOND READINGS) (PROPOSED NO. 7432)
Clause 17, Report No. 82, 1972.

FIRST READING - CARRIED 12
SECOND READING - CARRIED 12

BY-LAWS (cont'd)

(10) A By-Law to Authorize the Execution of An Agreement With J. D. Lee Engineering Ltd. to Design Emergency Stand-By Power Equipment Including Installation For North End Pumping Station

(FIRST AND SECOND READINGS) (PROPOSED NO. 7433)
Clause 18, Report No. 82, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

(11) A By-Law to Amend the Official Plan of The City of Kingston Planning Area (Amendment No. 60; Headway Corporation Subdivision Site on Weller Avenue: Block A From "Residential" to "Commercial"; and Increase Designation of Balance of Site From "Low Density Residential" to "Medium Density Residential")

(SECOND AND THIRD READINGS) (PROPOSED NO. 6957)
Clause 1, Report No. 37, 1971

WITHDRAWN

(12) A By-Law to Amend By-Law No. 3078, "Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Weller Avenue Area M1 and M2 Industrial to R3 Modified Residential and C2 Modified Commercial)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6958)
Clause 1, Report No. 37, 1971.

WITHDRAWN

(13) A By-Law to Authorize the Execution of An Agreement With Headway Corporation Limited (Site Plan: Weller Avenue Area)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6959)
Clause 1, Report No. 37, 1971.

WITHDRAWN

(14) A By-Law to Authorize the Execution of An Agreement With Headway Corporation Limited (Subdivision - North Side Weller Avenue)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6960)
Clause 1, Report No. 37, 1971.

WITHDRAWN

(15) A By-Law to Close, To Vehicular Traffic, That Portion of West Street Lying to the East of Ontario Street

(SECOND AND THIRD READINGS) (PROPOSED NO. 7335)
Clause 16(A), Report No. 40, 1972.

SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 10:2
(Ald. Watts & Ald. Webb opposed.)

(16) A By-Law to Authorize the Sale of Land Lying East of Ontario Street Adjacent to West Street to the Cataraqui Region Conservation Authority

(SECOND AND THIRD READINGS) (PROPOSED NO. 7337)
Clause 16(A), Report No. 40, 1972.

SECOND READING - CARRIED 11:1
(Ald. Blaney opposed.)
THIRD READING - CARRIED 10:2
(Ald. Watts & Ald. Webb opposed.)

BY-LAWS (cont'd)

(17) A By-Law to Authorize the Execution of An Agreement With Glen Lawrence Construction Company Limited For Construction of a Deep Strength Asphalt Pavement On Princess Street, From Albert to Macdonnell Street (Contract 71-4W)

(THREE READINGS) (PROPOSED NO. 7434)
Clause 2, Report No. 74, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

(18) A By-Law to Authorize the Execution of An Agreement With Independent Recovery and Adjustment Limited (Site Plan: 269 Rideau Street)

(THREE READINGS) (PROPOSED NO. 7435)
Clause 1, Report No. 77, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

(19) A By-Law to Amend By-Law No. 7264, "A By-Law to Amend By-Law No. 3077 'A Restricted Area (Zoning) By-Law For the City of Kingston,' Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties, Etc.)" (Exemption: 269 Rideau Street)

(THREE READINGS) (PROPOSED NO. 7436)
Clause 1, Report No. 77, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

(20) A By-Law to REPEAL By-Law No. 4064, "A By-Law to Authorize the Appointment of Inspectors Under the Construction Safety Act, 1961-62"

(THREE READINGS) (PROPOSED NO. 7437)
Clause 5, Report No. 81, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

(21) A By-Law to Amend By-Law No. 5125, "A By-Law Establishing Schedules of Retention Periods For Certain Documents to be Kept By the City of Kingston and Certain Local Boards Thereof" (Committee of Archives and Records)

(THREE READINGS) (PROPOSED NO. 7438)
Clause 7, Report No. 81, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

(22) A By-Law to Authorize the Construction of a Sanitary Sewer, With Services, In Weller Avenue Place and in Weller Avenue From Weller Avenue Place Easterly 1,280 Feet Under the Provisions of Section 8 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7195)
Clause 11(C), Report No. 120, 1971.

THIRD READING - CARRIED 12:

BY-LAWS (cont'd)

(23) A By-Law to Amend By-Law No. 7057, "A By-Law to Authorize the Construction of An 8 Inch Watermain, With Services, In Day Street From the End of Existing Watermain Northerly to the Northerly Limit of Lot 6, Registered Plan 393, Under the Provisions of Section 12 of The Local Improvement Act (Increase Costs)

(THIRD READING) (PROPOSED NO. 7278)
Clause 14, Report No. 24, 1972.

THIRD READING - CARRIED 12:0

(24) A By-Law to Amend By-Law No. 7199, "A By-Law to Authorize the Re-Surfacing of Certain Streets (General Rate)" (Substitution of Certain of the Works)

(THIRD READING) (PROPOSED NO. 7366)
Clause 11, Report No. 54, 1972.

THIRD READING - CARRIED 12:0

(25) A By-Law to Authorize the Construction of Renovations and Alterations to City Hall (General Rate)

(THIRD READING) (PROPOSED NO. 7373)
Clause 14, Report No. 54, 1972.

THIRD READING - CARRIED 12:0

(26) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Traffic Signal Lights: Clergy and Johnson Streets) (Clause 2, Report No. 63)

(THIRD READING) (PROPOSED NO. 7393)
Clause 2, Report No. 63, 1972.

THIRD READING - CARRIED 12:0

(27) A By-Law to Authorize the Construction of a Concrete Sidewalk On the West Side of Kingscourt Avenue From Ruskin Street to Kirkpatrick Street Under the Provisions of the Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7439)
Clause 24(B), Report No. 82, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

(28) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of The Highway Traffic Act (Clause 3, Report No. 76 and Clause 1, Report No. 63)

(THREE READINGS) (PROPOSED NO. 7440)
Clause 3, Report No. 76, 1972
- and -
Clause 1, Report No. 63, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

(29) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Direction Sign: Pump House, Steam Museum - King Street)

(THREE READINGS) (PROPOSED NO. 7441)
Clause 4, Report No. 76, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

BY-LAWS (cont'd)

(30) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget For the City of Kingston (1972-1976)" (Revision No. 3)

(THREE READINGS) (PROPOSED NO. 7442)
Clause 24(A), Report No. 82, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
THIRD READING - CARRIED 12:0

(31) A By-Law to Authorize the Execution of An Agreement With Mr. Hans Jaeger. (Boulevard Paving: 28 Grange Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7443)
Clause 5, Report No. 76, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

(32) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets", (Boulevard Paving: 28 Grange Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7444)
Clause 5, Report No. 76, 1972.

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0

MOTIONS

The following Notice of Motion was received:

(1) Moved by Alderman Timmins,
Seconded by Alderman Matthews,

WHEREAS noise pollution caused by the squealing of tires on high powered motor vehicles has become an annoyance and even hazardous to the health of citizens;

AND WHEREAS these high powered vehicles, in many cases, are operated by immature and thoughtless individuals;

AND WHEREAS the majority of these contributors to noise pollution are usually exceeding the speed limit and in many instances are dangerous or reckless drivers;

THEREFORE BE IT RESOLVED that Kingston City Council appeal to the "Police Commission" to immediately institute a very strict enforcement of existing traffic laws. If the fore-mention laws or by-laws are presently inadequate be it further resolved that the "commission" make revision to same, have councils endorsation and circulate revisions to other municipalities;

AND BE IT FURTHER RESOLVED that the "police commission" discuss this ever growing problem with our local judges and magistrates and recommend or suggest stiffer fines be imposed and further that examples be made of offends that appear before the court.

CARRIED

(Referred to the Finance and Accounts Committee and the Police Commission)

MOTIONS (cont'd)

The following Motion was received:

(2) Moved by Alderman Timmins,
Seconded by Alderman Matthews,

That the congratulations of Council be extended to Mrs. Arlene Enright on being elected National Jaycette Chairman at the Canadian Jaycees' National Convention which was held recently in Calgary.

CARRIED

The following Notice of Motion was received:

(3) Moved by Alderman Webb,
Seconded by Alderman Vosper,

WHEREAS many of the Local Initiative Program grants issued for projects in some communities have questionable or insignificant value to those communities; and

WHEREAS very little research in determining the need for many of these projects is apparently carried out; and

WHEREAS little or no supervision is subsequently carried out to insure the success of said projects; and

WHEREAS many of these projects are so set up as to overlap or repeat social and community work being conducted in said communities by already established organizations;

THEREFORE this Council respectfully requests the Department of the Secretary of State to require his department in future to consult with the heads of municipalities to determine the worth and need of such projects.

CARRIED

(Referred to the Finance and Accounts Committee.)

(4) Moved by Alderman Blaney,
Seconded by Alderman Cook,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:40 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR

Local Govt.

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council Will be Held in the Council Chamber on Monday, August 28, 1972, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(74) *Fire Marshals Quarterly News* prepared by the Division of Public Safety, Ministry of Solicitor General.

(75) Copy of Canada Labour Code, Canada Sanitary Regulations Respecting the Provision and Maintenance of Potable Water Supplies and of Sanitary and Other Personal Service Facilities in Federal Works Undertakings and Businesses from Information Canada, Publishing Branch, Ottawa.

MINUTES

That the Minutes of City Council Meeting No. 15, held July 24, 1972, be adopted as printed.

COMMUNICATIONS

To be Filed:

(323) From the Ontario Municipal Board Amending a Report to the Board on the decision of the Board, dated March 17th, 1972, concerning By-Law No. 6806, Sydenham Ward Urban Renewal, stating that reference was erroniously made throughout to Zone A as being Agricultural whereas the correct zoning is "one-family residential" and also notifying of a submission of objection on behalf of Mrs. Dorothy Geiger and that the Board considered the submission and is of the opinion that because it is primarily a matter of thorough consideration by municipal officials and Council, By-Law No. 6806 should be approved in its entirety as stated in the decision of the Board dated March 15, 1972.

(324) From the Kingston Jaycees thanking the Members of Council for a grant in the amount of $500.00 for the 1972 Chimo Region Convention held at the LaSalle Hotel, May 19 to 21, 1972.

(325) From the Hon. E. J. Benson, Minister of National Defence, acknowledging receipt of Council's resolution (R.82(1)72) endorsing the resolution of the City of Cornwall concerning the grants for youths.

(326) From Mr. J. K. Fee, P. Eng., General Manager, Public Utilities Commission, stating that at a special Commission Meeting on August 8th, the Kingston Dial-a-Bus Study as prepared by Kates, Peat, Marwick & Company in conjunction with the Ministry of Transportation and Communications was considered and the commission decided to institute 'Dial-a-Bus' service on a trial basis and enclosing a copy of a 'News Release' and a copy of 'Kingston Dial-a-Bus Study'.

(Note: Copies of 'News Release' and 'Kingston Dial-a-Bus Study' distributed to all Members of Council.)

(327) From Mr. D. L. Hardtman, Q.C., City Solicitor, Kingston, reporting on the Ontario Municipal Board Hearing on July 12 and 13, 1972, concerning the application by The Corporation of the City of Kingston:

(a) approving the construction of renovations and alterations to the City Hall at a cost of $2,061,807.00,

(b) approving the issue by the applicant of debentures in the sum of $1,855,807.00 therefor, and

(c) declaring and directing that the assent of the electors of the City of Kingston on those qualified to vote on money by-laws shall not be requisite to be obtained to the passing of by-laws for the purpose aforesaid, repayable over a term of twenty years.

COMMUNICATIONS (cont'd)

To be Filed: (cont'd)

(328) From Mr. J. Russell Scott, President, Association of Municipalities of Ontario, Toronto, submitting the following report:

"REPORT ON REGISTRATION TO FOUNDING CONVENTION

Delegates

Elected	*867*		
Appointed	*149*	*1,016*	*1,016*
Wives and guests	*670*		
Gov't Officials	*29*		
Others	*17*		
Press	*18*		
Staff	*6*	*740*	
			1,756

REPORT ON ELECTIONS FOR BOARD OF DIRECTORS

Registered Voting Delegates 699

Number of ballots Cast 495 OR 70.8%"

(329) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the Ontario Municipal Board Hearing on July 26, 1972, concerning the Committee of Adjustment decision on December 13, 1971, granting an application by Mary Jane Keele for consent to the conveyance of a parcel of land used for parking located to the conveyance of a parcel of land used for parking located to the rear of premises known municipally as 475 - 477 Princess Street, Kingston upon the following condition:

> "that a masonry or concrete barrier blocking all vehicular traffic to Colborne Street be erected and that the purchaser enter into a binding agreement with the City of Kingston to maintain the said barrier so as to prevent all future vehicular access to Colborne Street."

and stating that the Panel Chairman wished to give further consideration to the evidence and the matters argued and that his decision would be reserved.

(330) From the Ontario Municipal Employees Retirement Board, Toronto, notifying of the following four significant changes in the legislation governing OMERS:

(1) change relating to the eligibility of common law spouses for benefits from OMERS under certain circumstances was made to the OMERS Act and the remaining changes were made to the Regulations;

(2) an improvement in pension benefits for active members, pensioners and terminated members who had elected deferred pensions in the amount of a 5% increase;

(3) the amount of pension payable to a widow or dependent widower increased by 10% per child who is under 18 years of age or under 21 years of age and attending an educational institution on a full time basis - maximum of 75% of the member's earned pension regardless of the number of eligible children;

(4) the eligibility of employees in the service of an employer at the time a by-law or resolution is passed to participate in OMERS.

COMMUNICATIONS (cont'd)

To be Referred to the Airport Committee:

(331) From Mr. T. W. McEachern, Municipal Administration Officer, Ministry of Treasury, Economics and Intergovernmental Affairs, stating:

> *"We wish to acknowledge receipt of your letter dated August 11, 1972, attaching a copy of a letter to the Honourable W. Darcy McKeough, dated July 25, 1972, requesting permission to use the funds set up in the Reserve Fund for the acquisition of Industrial Land in order to purchase the Norman Rogers Airport from the Federal Department of Transport.*
>
> *You may accept this as your authority under the provisions of Section 308(4) of The Municipal Act for the City of Kingston to use the $100,000.00 in their Reserve Fund for the purchase of the Airport, as outlined in your letter of July 25."*

To be Referred to the City of Kingston Industrial Commission:

(332) From Mr. J. L. Keenleyside, President, Eastern Ontario Development Council, Ottawa, reiterating the position of E.O.D.C. in view of certain statements that have come from Queen's Park recently.

(Note: Copies distributed to all Members of Council.)

To Be Referred to the Traffic and Streets Committee:

(333) From The Corporation of the City of Hamilton stating:

> *"The Council of the Corporation of the City of Hamilton at its meeting held July 15, 1972, in adopting Section 4 of the 4th Report of the Legislation and Reception Committee, petitioned the Provincial Government to implement legislation requiring a safety check on all motor vehicles at least once a year to ensure that they are in safe operating condition.*
>
> *This resolution was prompted as a result of a fatal accident which occurred recently in the City of Hamilton. The Traffic Commissioner for the City of Hamilton was advised that one of the contributing factors to this fatal accident was the unsafe condition of the vehicle involved.*
>
> *I would request that you submit this matter to your Council for endorsement and support, and if the resolution receives the endorsement of your Council, I would appreciateit if you would advise the Honourable Gordon Carton, Q.C., Minister of Transportation and Communication, Parliament Buildings, Toronto, Ontario."*

To be Referred to the Parks, Recreation and Property Committee:

(334) From Mr. Donald R. Martyn, Executive Director, Community Services Division, Ontario Ministry of Community and Social Services, Toronto, notifying that as of April 1, 1972, the Community Centres Act is being administered by the Ministry of Community and Social Services and that this Ministry has been directed by the Government to pay grants under the Community Centres Act only to municipalities with populations of 25,000 persons or less.

(335) From Mrs. Gwen Kingsland, Secretary, The Association of Women Electors of Kingston Area,stating:

> *"During a recent meeting our members discussed the project undertaken this summer by a group of LaSalle students, who created a park in the school grounds.*
>
> *We feel that any attempt to provide our City with more parks in laudable, but especially so in this case, where these young people have given us a practical lesson in positive thinking.*
>
> *Any encouragement which Council could give to similar undertakings would, we feel sure, have the support of a large part of the community."*

COMMUNICATIONS (cont'd)

To be Referred to the Airport Committee:

(335) From Mr. J. W. McCracken, Municipal Administration Division, Ministry of Treasury, Economics and Intergovernmental Affairs, stating:

"Further to correspondence [illegible] August 27, 1971, forwarding a copy of a letter [illegible] Kennedy [illegible] 1971, [illegible] permission to use the funds set [illegible] acquisition of [illegible] land [illegible] Airport from the [illegible]

You may accept this as your authority under the [illegible] of Section [illegible] of the Municipal Act for the City of Kingston to use the $100,000.00 in [illegible] for the purchase of the Airport, as outlined in your letter of July 21."

To be Referred to the City of Kingston Industrial Commission:

(337) From Mr. [illegible], President, Eastern Ontario Development Council, Ottawa, reiterating the position of E.O.D.C. in view of certain statements that have come from Queen's Park recently.

(Note: Copies distributed to all members of Council.)

To be Referred to the Traffic and Airport Committee:

(338) From the Corporation of the City of [illegible] stating:

"The Council of the Corporation of the City of [illegible] at its meeting held [illegible] 1972, [illegible] [illegible]

This resolution [illegible] [illegible]

[illegible] [illegible]"

To be Referred to the Parks, Recreation and Property Committee:

(339) From Mr. Donald S. [illegible], Executive Director, Community Services Division, Ontario Ministry of Community and Social Services, Toronto, notifying that as of April 1, 1972, the Community Centres Act is being administered by the Ministry of Community and Social Services and that this Ministry has been directed by the Government to [illegible] the Community Centres Act only to municipalities with populations of 15,000 persons or less.;

(340) From Mrs. [illegible], Secretary, The Association of [illegible] of Kingston [illegible], stating:

"During a recent meeting [illegible] [illegible]

We feel that any attempt to [illegible] [illegible]

[illegible]

COMMUNICATIONS (cont'd)

To be Referred to the Parks, Recreation and Property Committee: (cont'd)

(336) From Mr. John B. Sampson, stating:

> *"According to the advertisement which appeared in the Aug-5 issue of 'The Whig-Standard', it stated that the Municipality had deposited at the Local Registry Office '...and the plans of the Park proposed to be built in the Harbour.'*
>
> *I attended at the Registry Office, and all I was able to see were Department of Transport Plan Nos. 2542 - 2543 - 2544 - 2545, which merely show the existing lines, but no details of the proposed park addition.*
>
> *Furthermore, according to recent news reports, the Complex were permitted to dump rock fill, and as you will see considerable loose earth fill has been and is being deposited. The Municipality must not abrogate to anyone their duty to see that a desecration of the area is not permitted, for as everyone knows, the particular area is subject to heavy winds coming the Fall weather, and the end result will be that certainly the loose earth and a great deal of the rock fill will be washed away, creating a recurring muddy situation in the waters thereby.*
>
> *This Parksite is one of the most beautiful, accessible and enjoyed areas for the Public, and I have seen a recent 'artist's' concept of what is proposed. My comment here is that we should seperate the artistic from the Mundane, and heretofore the Public have enjoyed an unfettered walkway, for themselves and for many of them, with their dogs. The Municipality must get more into the habit of consulting their Public: certainly a Public meeting should be called, to get the views of those whose enjoyment of this walkway will be curtailed.*
>
> *And certainly if you are to permit a repitition of the Streets in the area being littered with dirt-fall from trucks, when the St. Mary's Hospital contract is awarded, creating a health hazard to those residents in the area, greater supervision should be exercised and a condition should be that an outer revetting wall be installed."*

(Note: Mr. J. B. Sampson's letter has been acknowledged on August 22, 1972 informing him that the rock fill is being placed in conformity with plans approved by the City which were prepared by a consultant. The earth is necessary to permit seeding.)

(337) From Mr. C. J. R. Lawrie, Secretary, Canadian Section, International St. Lawrence River Board of Control acknowledging receipt of City Council's resolution (R.82(14)72) concerning high water levels in Lake Ontario and enclosing a recent news release by the International Joint Commission concerning levels of Lake Ontario and stating the reasons for the current high water situation on the Lake.

(Note: The level is 13 inches above the normal for this time of year, but 13 inches below what it would have been were the Lake not regulated.)

(338) From the Corporation of the City of Woodstock requesting that their following resolution be endorsed:

> *"WHEREAS HOCKEY CANADA has arranged a number of contests with the Russian National Team.*
>
> *AND WHEREAS it has been decided that Bobby Hull and a number of other stars cannot play against Russia as they have signed the W.H.A. contract.*
>
> *AND WHEREAS Mr. Clarence Campbell, the President of the N.H.L. decided that it would be in the best interest of the N.H.L. to not permit Bobby Hull and the others aforesaid stars to play on at least two grounds which perhaps are:*

COMMUNICATIONS (cont'd)

To be Referred to the Parks, Recreation and Property Committee: (cont'd)

(338) (cont'd)

(a) Since 'Hull is a showpiece of the W.H.A. we are certainly not going to provide him with a sounding board from which to control the virtures of the W.H.A.'

(b) Insurance Reasons. WHEREAS it would be possible for Hockey Canada or the Canadian Government to provide Insurance.

AND WHEREAS it is unlikely that hockey fans will forget the above Bobby Hull whether he plays or doesn't play and perhaps his name and the others will be more publicized if they don't play by constant publicity to the fact that they are not playing and have been refused.

AND WHEREAS it is possible the N.H.L. and maybe the W.H.A. will lose fan support and suffer attendance loss and loss of goodwill and prestige if the Russian team is successful on this one occasion in defeating this Canadian Professional team or even tieing the said Canadian Team.

AND WHEREAS it is common desire for fans to desire to want to see the best and if Canada does not show well it might be that World Hockey in the future is considered the best and better than Canadian Hockey.

AND WHEREAS a great deal of Nationalism and Canadian pride can be created by a sound Canadian victory over a Communistic nation which has been very successful in world competition.

AND WHEREAS a victory by Russia would greatly enhance Russia's position in the 'Cold War'.

AND WHEREAS the N.H.L. could also lose by the attitude that they are taking.

BE IT RESOLVED:

(1) that Hockey Canada and the Canadian Government be petitioned to offer to provide insurance for all players on the aforesaid Canadian team;
(2) that each N.H.L. team be petitioned to attempt and permit Bobby Hull and the others aforesaid to play and attempt to beat the Russian team;
(3) that Clarence Campbell and Hockey Canada be also petitioned as aforesaid."

To be Referred to the Public Works Committee:

(339) From the Ministry of the Environment, Toronto, approving application for phosphorus removal studies at the Kingston Water Pollution Control Plant in the amount of $37,800 and requesting the clarification of certain costs.

To be Referred to the City of Kingston Planning Board:

(340) From Mr. Jack Morgan, 354 Weller Avenue, Kingston, an application for Official Plan Amendment for 354 Weller Avenue, Lot 1, Plan 450, from Industrial to Residential R3 as the diesel repair shop is located in a residential area at the present time and it is believed that the area should be re-zoned as a residential area so as to conform to the overall character of the neighbourhood.

COMMUNICATIONS (cont'd)

To be Referred to the City of Kingston Planning Board: (cont'd)

(341) From Mr. Peter J. Radley, Solicitor for Mrs. M. A. Vallentogoed, notifying that an Ontario Municipal Board Hearing will take place into the application of Mrs. M. A. Vallentgoed, re Nursing Home, on September 13, 1972, at 10:00 A.M.

(342) From the following persons objecting to the Proposed Glenarden - Strathcona Subdivision:

(1) Mrs. J. G. Brooke,
173 Glengarry Road,
Kingston, Ontario.

(2) Mr. P. A. McLeod,
284 Avenue Road,
Kingston, Ontario.

(3) Mrs. Helen Whelan,
289 Avenue Road,
Kingston, Ontario.

(4) Mr. M. R. Whelan,
289 Avenue Road,
Kingston, Ontario.

(5) Mr. F. R. C. Clarke,
260 Indian Road,
Kingston, Ontario.

(6) Mrs. Martha C. Clarke,
260 Indian Road,
Kingston, Ontario.

(7) Mrs. H. Bennett,
312 Avenue Road,
Kingston, Ontario.

(8) Mrs. Phyllis A. Bellinger and
Mr. Avery G. Bellinger,
266 Indian Road,
Kingston, Ontario.

(9) Mr. T. A. C. Stock,
281 Indian Road,
Kingston, Ontario.

(10) Mr. Alex Mahoney,
285 Indian Road,
Kingston, Ontario.

(11) Mr. George A. Southall and
Mrs. Carol Southall,
169 Glengarry Road,
Kingston, Ontario.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board:

(343) From the following persons objecting to the Proposed Glenarden - Strathcona Subdivision:

(1) Mr. and Mrs. L. Burkley,
216 Indian Road,
Kingston, Ontario.

(2) Mr. C. R. Stapleton,
264 Indian Road,
Kingston, Ontario.

(3) Mr. K. Boesch,
310 Arrowhead Place,
Kingston, Ontario.

(4) Mr. and Mrs. D. Ferguson,
170 Indian Road,
Kingston, Ontario.

(5) Mr. and Mrs. P. Burra,
220 Indian Road,
Kingston, Ontario.

To Be Referred to the City of Kingston Planning Board and the Finance and Accounts Committee:

(344) From Mr. and Mrs. Alfred Walker, 36 Pine Street, Kingston, objecting to the city amending the full taxes to $25.00 per unit for all Senior Citizens.

Which Has Been Referred to the City of Kingston Planning Board:

(345) From Mrs. Eva Sharp, 16 Pine Street, Kingston, objecting to the proposed Zion-Calvary Complex on Pine Street.

(346) From Mrs. Irene Mooney, 371 Division Street, Kingston, setting out reasons for objecting to the proposed Zion-Calvary Complex on Pine Street.

(347) From Mr. J. G. W. Sands, Q.C., Kingston, Solicitor for Traders Realty Limited an application to rezone Farm Lot 21, Concession 1, Regent Street from R-4 to "D" to correct present non-conforming use as parking area to serve the Commodore Motor Hotel as no other area is available for such a parking lot.

(348) From Mr. Brian Carney, Senior Planner, Official Plans Section, Plans Administration Branch, Department of Municipal Affairs, Toronto, enclosing the following comments that the Department of Municipal Affairs has forwarded to the Ontario Municipal Board in regard to the City of Kingston, Restricted Area Appeal, Limestone Homes Ltd. vs. City of Kingston:

> *"This by-law does not conform to the Official Plan Amendment 59. However, the applicant, Limestone Homes Ltd. requested the Minister to refer certain parts of the Official Plan which applied to this restricted area appeal. The Minister referred those parts of the Plan to the Ontario Municipal Board on August 5, 1971.*
>
> *Our comments on this appeal are the same as those contained in the report made by the Community Planning Branch and enclosed with the Minister's request for referral."*

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board: (cont'd)

(349) From Mr. Brian Carney, Senior Planner, Official Plans Section, Plans Administration Branch, Department of Municipal Affairs, Toronto, enclosing the following comments that the Department of Municipal Affairs has forwarded to the Ontario Municipal Board in regard to the City of Kingston, Restricted Area Appeal, J. B. Sampson vs. City of Kingston:

> *"This by-law does not conform to the Official Plan Amendment 59. However, the applicant, Mr. Sampson requested the Minister to refer portions of the official plan which applied to this restricted area appeal. The Minister referred those parts of the plan on August 10, 1971.*
>
> *Our comments on this restricted area appeal are the same as those contained in our report which was enclosed with the Minister's request for referral dated August 10, 1971."*

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(350) From Mr. D. G. Newman and W. D. McKeough, Co-chairmen, Provincial-Municipal Liaison Committee, The Treasurer of Ontario, Ministry of Treasury, Economics and Intergovernmental Affairs, concerning Construction Safety and Enforcement reporting on the agreed upon arrangements for carrying out construction safety inspection during the period in which the provincial-municipal Task Force on Safety Inspection is reviewing this matter.

(351) From the Hon. James A. C. Auld, Minister, Ministry of the Environment, Toronto, notifying of the presently extensive program by the Waste Management Branch to an effective solution to the abandoned automobile problem. The program involves seven teams of university students working in various areas of the Province, promoting this endeavour by:

(a) conducting a public relations campaign to make people aware of the problem and to promote the motto "Ontario - Keep it Beautiful;"

(b) counting, identifying and locating the number of derelict motor vehicles. This data is essential to determine the most efficient methods of collection and reclamation;

(c) attempting, through co-operative effort, to establish local sites where derelict motor vehicles can be collected for further handling, processing and eventual recycling into the industrial stream.

Also attached is a sample of the brochure distributed at every opportunity.

Which Has Been Referred to the Finance and Accounts Committee:

(352) From Mr. John D. Munroe, by his Solicitor, Mr. John B. Crouchman, giving Notice to The Council of the Corporation of the City of Kingston that Mr. Munroe, tenant of the Texaco Service Station at 913 Princess Street, desires an inquiry, pursuant to *The Expropriations Act*, into whether the taking of the lands of the service station for widening a portion of Princess Street as part of the Traffic Circle Removal Project is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority (The Corporation of the City of Kingston).

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Finance and Accounts Committee: (cont'd)

(353) From Canadian Tire Corporation, Limited, by its Solicitors, Blackwell, Law, Treadgold & Armstrong, Toronto, giving Notice to The Council of The Corporation of the City of Kingston that Canadian Tire Corporation Limited desires an inquiry, pursuant to *The Expropriations Act*, into whether the taking of a portion of their lands for widening Bath Road as part of the Traffic Circle Removal Project is fair, sound, and reasonably necessary in the achievement of the objectives of the expropriating authority (The Corporation of The City of Kingston).

To Be Referred to the Finance and Accounts Committee and the Police Commission:

(354) From Joan and Roger Boutilier a copy of a letter to the Editor of the Kingston Whig-Standard stating:

> *"Debate has been perking in several spacious minds of late it seems concerning the feasibility of employing the police force for purposes of traffic control; that is, producing unsolicited rain cheques to the county courthouse for an assorted collection of incompetent drivers. The main ingredient tossed into the sand by those who throw mudpies at this idea is, what else, Money.*
>
> *For auto buffs whose only exercise is fumbling for the garage key in the morning, traffic control no doubt seems like so much bubble gum in the sewer drain. However those of us who do not always walk on four wheels are not so inclined in our priorities -- which of course is the main issue. If traffic control is deemed necessary the money will be found.*
>
> *To those who make this discussion necessary we serve notice. It is time reckless motorists regained their humanity. Having nearly been clipped on a number of occasions while on walks and morning runs by irresponsible idiots who refuse to signal at turns, drive the wrong way on one way streets and/or fail to stop at red lights, one grows weary of lamentation. We urge the city to order its priorities to include pedestrians by increasing the use of its police force in the prosecution of driving offences. This will be a sufficient supplement, hopefully, to the efforts of public-minded citizens who are fed up with having their knees massaged by a pair of wheel discs and now intend to replenish their carrot supply with a view to reporting offending license plate numbers. We have humbly invested ourselves in this secret society."*

PETITIONS

REPORTS

REPORT NO. 825

To the Mayor and Members of Council July 25, 1972

The Airport Committee reports and recommends as follows:

1. That a by-law be presented to Council to ratify the execution of an agreement with M. M. Dillon Limited for the preparation of plans and specifications for improvements to runway 0119 at Norman Rogers Airport to be constructed in two contracts as follows:

   Contract A - The reconstruction of approximately 750 ft. of runway 0119 and the resurfacing of the balance of the runway (approximately 2200 ft.), Taxiway E, and aprons.

   Contract B - New construction for the extension of runway 0119 from 2950 ft. to 4000 ft. and associated work of aprons, drainage and lighting.

   The completion of the design of the preliminary and final designs will be on the basis of plans commenced by the Department of Transport and shall be satisfactory to the City of Kingston and the Toronto Regional Manager of Construction, Engineering and Architecture, of the Ministry of Transport.

   The fees for this work shall be as follows:

   Principals and Executive Engineers - $200 per 7½ hour day.

   Staff Time - Payroll cost multiplied by a factor of 2.0.

   NOTE 1. Fees are estimated at $6,000. Disbursements to be at actual cost and it is estimated that they will not exceed $500.

   NOTE 2. R. W. Goodwin, Regional Administrator, Canadian Air Transportation Administration Ontario, Department of Transport, has confirmed under date of July 31, 1972, as follows:

   "When a development program has been established for the Airport and the City has carried out approved work equal to the value of the airport (some $138,000.) that the Ministry will have $138,000 available in the contribution program for this year (ending March 31, 1973) to match that spent by the City.

   The Ministry will further reserve additional funds over and above the $138,000, providing monies are available for an extended approved program. The amount of further contributions can only be determined at a later date, when the time available to complete the projects and their total cost have been identified."

Respectfully submitted,

Chairman.

REPORT NO. 86

To the Mayor and Members of Council Kingston, August 22, 1972

The Traffic and Streets Committee reports and recommends as follows:

1. That By-Laws be presented to Council to amend By-Law No. 24 (Traffic By-Law)and By-Law No. 495 (Meter By-Law) to provide:

   (a) that a parking time limit of one hour be reinstated on the North side of Colborne Street from Clergy Street to 110 feet West of Clergy Street;

   (b) that a parking time limit of 15 minutes be reinstated on the South side of Colborne Street from 30 feet West of Barrie Street Westerly 25 feet;

   (c) that the street cleaning parking regulations on Colborne Street between Sydenham and Division Streets be deleted;

   (d) that stopping be prohibited on the North side of Brock Street from Napier Street Easterly 200 feet between the hours of 8:30 a.m. and 4:30 p.m. on school days only;

   (e) that the action taken to increase the parking meter rate on Sydenham Street between Princess Street and Queen Street from 5¢ per hour to 5¢ per half hour be approved and confirmed since new meters are now installed and since this is the rate on other side streets in this area of the City.

   (f) That parking be prohibited on both sides of Clergy Street between Queen and Ordnance Streets from 10:00 a.m. to 11:00 a.m. and from 2:00 p.m. to 3:00 p.m.

2. That a By-Law be presented to Council to amend By-Law No. 495 (Meter By-Law) to approve the removal of parking meters in connection with the relocation of the bus stop on Bagot Street as approved by Clause 2 of Report No. 76 of the 1972 Minutes of City Council.

3. That a By-Law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of By-Law No. 10, the Queen's Orientation Committee be granted permission to erect three banners welcoming the "Frosh" to Queen's University in September, subject to approval of the Traffic and Streets Department for field location, design and wording.

4. That, as requested by the Kingston Jaycees, Patrick Street be closed on Monday, September 4, 1972 to permit them to hold their annual "Over the Hill Derby" on the Patrick Street hill.

5. That a By-Law be presented to Council to amend By-Law No. 10 "A By-Law Respecting Streets", to ratify and confirm the action taken by the Traffic and Streets Committee under the delegated power of Council to grant permission to the Downtown Kingston Business Association to hold sidewalk sales on July 27, 28 and 29 and on August 10, 11 and 12, 1972.

6. That a By-Law be presented to Council to dedicate as part of Division Street the 10 foot wide strip of land on the West side of Division Street from Kirkpatrick Street Southerly 556 feet more or less.

7. That the account of the Public Utilities Commission in the amount of $373.42 for installation of a traffic light pole at the Southwest corner of Bath Road be approved for payment.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 87

Kingston, Ontario.
August 10th 1972.

TO THE MAYOR AND MEMBERS OF COUNCIL:

The Social Services Committee reports and recommends as follows:

1. That fees at the Municipal Day Care Centre shall be determined by the Social Services Administrator on an individual basis based on the individual's budget, salary or salaries, living expenses, debts etc. and shall not exceed $17.50 weekly per child.

   NOTE: The fee schedule will be reviewed when the Day Care Centre has been in operation for a period of six months.

2. That the following accounts for supplies and equipment for the Municipal Day Care Centre, Montreal and Railway Streets, which are subject to 100% subsidy from the Province, be approved for payment:

   (1) Education Supply Co., Downsview, Ont., in the amount of $958.92, for cots, stacking tables, and educational supplies.

   (2) Bad Boy Appliances & Furniture Limited, Kingston, in the amount of $1,232.70, for electrical appliances.

   (3) Mills Office Suppliers Limited, Kingston, in the amount of $320.88, for supply and installation of shelving.

   (4) Zomer and Sons Landscaping and Contracting Ltd., R.R.8, Kingston, Ontario, in the amount of $1,870.80, for landscaping.

   (5) Joseph Abramsky & Sons Ltd., Kingston, in the amount of $325.50, for furniture.

   (6) Andress Ltd., Kingston, in the amount of $425.42, for kitchen utensils.

   (7) Simpsons-Sears Ltd., Kingston, in the amount of $647.28, for rugs and drapes.

Respectfully submitted,

CHAIRMAN.

REPORT NO. 88

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, August 15, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Buy-Rite Gasoline Company Limited has requested an amendment to Zoning By-Law No. 3078 from R2 Residential to C2 Commercial in order to permit a gasoline bar to replace a service station and body shop destroyed by fire; and,

   WHEREAS the applicant has also requested variances from the C2 regulations to permit the proposed building to be located within 21 ft. 5 in. and the gasoline pumps within 21 ft. 5 in. of the front property line whereas the by-law requires a setback of 50 feet; and,

   WHEREAS a public meeting has been held on the application; and,

   WHEREAS the proposal is in conformity with the Official Plan which designates the area Commercial; and,

   WHEREAS the Board is of the opinion that the applicant has assembled sufficient land to enable satisfactory operation of a gas bar on the site and that such a use is appropriate for the site by reason of its location on Concession Street (a heavily travelled traffic street) and the proximity of other commercial uses in the area;

   BE IT RESOLVED that By-Law No. 3078 be amended to provide that the property being Lots 315, 316, 317 and Part of Lot 318 of Registered Plan 137, City of Kingston, being an 0.23 more or less acre parcel of land on the northwest corner of Concession Street and Macdonnell Street be included in the C2 Commercial Zone to permit the operation of a gasoline bar and the construction of an attendant's building subject to the regulations of the C2 zone with the following exceptions:

   (a) Minimum Front Yard - 21.5 ft.

   (b) Minimum Lot Depth - 75 ft.

   (c) Minimum Ground Floor Area - 175 sq. ft.

   AND BE IT FURTHER RESOLVED that the application be approved subject to the following conditions:

   1. That the applicant sign a site plan agreement with the City.

   2. That the existing buildings on the site be removed before the issuance of a building permit.

2. That Council does hereby certify that By-Law No. ________, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone N/W Corner of Concession and Macdonnell Streets from R2 to C2 to permit operation of a gasoline bar only)" is in conformity with the Official Plan approved and in force in the City of Kingston.

3. That the following accounts be approved for payment it being noted that provision for these expenditures was included in the 1972 Planning Board Budget:

   (1) Olivetti Canada Ltd. - Electric Typewriter - $446.25.

(2) G.B.F. Filing Systems Ltd. - Map Filing Cabinet - $1,274.70.

Respectfully submitted,

Public Works Report No. 89

August 21, 1972.

To the Mayor and Members of Council

Gentlemen:

That the following action of the Public Works Committee under powers delegated by City Council, be confirmed -

1. That the tender of McGinnis and O'Connor **Ltd.**, in the amount of $69,946.00, for the construction of deep strength asphalt on Princess St from Division to Clergy St and on Queen St from Ontario to King St., be accepted being the lowest tender received, subject to the concurrence of the Ministry of Transportation and Communications.

2. That the following accounts be paid -

W.R.McRae Co Ltd - $509.04 - street cleaning brooms
K.Mulrooney Trucking Ltd - $1440.00 - dozer rental at City dump
W.J.McKendry and Sons Ltd - $368.20 - sand and stone
Arkon Inc - $400.05 - safety vests and flags
Standard Chemicals - $671.37 - amti freeze
Alton Hadley Ltd - $420.86 - repair parts for equipment #213
McGinnis and O'Connor Ltd - $1299.73 - stone
Evans Turf Farms - $381.60 - nursery sod
Haldane Electric - $564.98 - electrical supplies for structural additions to City Yard building
Valley Contractors Equipment - $348.26 - repair parts for equipment #204
S.N.Kingston Building Supplies - $363.36 - rubber couplings and oakum

3. That the services of McAsphalt Engineering be retained for tests on new asphalt to be placed on various streets included in Contract 71/12W at estimated cost of $958.00, and that the expenditure be charged to the construction by-laws.

4. That the Kingston and District United Fund be permitted to erect a temporary platform in front of the Odeon Theatre on Princess St for use in connection with their Campaign "kick off" on Wednesday, September 27, 1972, and that traffic be restricted subject to the concurrence of the paving contractor.

......./2

5. That the account of M.Smilsky Ltd., in the amount of $350.00, for the supply of nursery sod, be paid.

6. That a by-law be presented to Council to appoint Mr. K.Alward, Cut Permit Technician, and Mr. P.Morrison, Sewer Technician, as Inspectors under The Trench Excavator's Protection Act.

7. That the tender of F.G.Bezanson and Son Ltd., Odessa, for the supply of 10, 000 c.y., more or less, of sand for winter ice control purposes at price of $2.00 per c.y. be accepted being the lowest tender received, such acceptance being subject to the prior determination as to the quality of the sand and the capability of the supplier to screen the pit material to the gradation requirements as stipulated in the Invitation to Tender.

8. That Foreman N.Bratt be permitted to take a city-owned truck home at night, including Saturdays and Sundays, during period of Bezanson supply of winter control sand, in order to make daily inspection of sand pit which is located in vicinity of his home 17 miles from Kingston.

9. That the tender of Alex Lillis, 592 Division St., Kingston, for receiving and disposing of approximately 1,500,000 gallons of sewage sludge from the Sewage Treatment Plqnt at a price of 2.4 cents per gallon, be accepted for a period of one year, being the lowest tender received.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No.90

August 23, 1972

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Kingston Musicians' Union $1941.00 - band concerts
Spramotor Ltd - $499.80 - 2 Jacobson 20" Comm. Rotary Mowers -
A.G.Spalding & Bros of Canada Ltd - $444.00 -
 9 MRH Double Eagle Golf Sets
 3 MLH Double Eagle Golf Sets
Central Tree Service - $405.00 - removal of stumps
MacLachlan Lumber Co - $466.89 - misc. supplies
Triangle Plumbing & Heating Supply Ltd - $404.25 - 1 104 gal. vertical pressure tank
J.S.Electric Ltd - $2092.00 - installation of a 600 amp 120/208 volt service at Lake Ontario Park - only quotation received.
Palmer Plumbing Supply Ltd - $332.01 - supply of sewer pipe
Gus Marker Block and Tile Ltd - $391.35 - portable curbs
Duke Lawn Equip Ltd - $1916.25 - 1 84" National Triplex mower - lowest tender received.
Frontenac Coach Lines Ltd - $405.00 - Day Camp trips

2. That the tender of Modern Moving Ltd., in the amount of $5760.00, for the provision of all equipment, material, and labour for the removal and transportation of all furniture and appliances, equipment and supplies, from City Hall and to relocate these at the various temporary locations, be accepted being the lowest tender received, subject to the tenderer providing evidence of insurance as called for in the tender documents.

Respectfully submitted,

Chairman

REPORT NO. 91

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

July 24th, 1972.

1. That a by-law be presented to Council to amend By-Law No. 3795, "A By-Law to Regulate the Use of Land for Storing Used Motor Vehicles (For the Purpose of Wrecking or Dismantling or Salvaging Parts Thereof for Sale or Other Disposal)," by deleting Paragraph 1 and substituting therefor the following paragraph as Paragraph 1:

   "1. No land shall be used for the storage of used motor vehicles or parts of used motor vehicles for the purpose of wrecking or dismantling or salvaging parts thereof for sale or other disposal, for more than forty-eight hours unless the said vehicles or parts thereof are stored in an enclosed building, or unless a Junk Dealer's license or Second Hand Dealer's license has been issued by the City of Kingston for the property."

August 24, 1972.

2. That, as recommended by the Board of Commissioners of Police of the City of Kingston, a by-law be presented to Council to amend By-Law No. 7131, "A By-Law to Provide for the Licensing and Regulating of Public Halls," by deleting Paragraph 4(d) which reads as follows:

   "a certificate signed by the Chief of Police certifying that the operation of a hall in the location applied for is approved by him and that he is satisfied with the proposed used of the building or part thereof as a public hall, and with the proposed methods of operation."

3. That by-laws be presented to Council to:

   A. Amend By-Law No. 1556, "A By-Law to Provide for Paying an Annual Allowance to the Members of the Council of the Corporation of the City of Kingston," to provide that, effective January 1st, 1973, Aldermen of the City of Kingston shall be paid an annual allowance of Three Thousand Dollars ($3,000.00); and the Mayor of the City of Kingston shall be paid an annual allowance of Ten Thousand Dollars ($10,000.00), over and above any remuneration paid to him by the Public Utilities Commission and the Board of Police Commissioners;

   - and -

   B. Provide that, effective January 1st, 1973, non-elected members of the Parks, Recreation and Property Committee shall be paid an annual allowance of $300.00.

4. That, since the amendments to rezone the area in question under By-Law No. 3078 and the City's Official Plan have been approved by the Ontario Municipal Board, Council concur in the recommendation of the Board of Directors of Ontario Housing Corporation that the contract for the following units of rent-geared-to-income housing be awarded to Headway Corporation Limited, for construction on land located on the north side of Weller Avenue and Wiley Street:

   Family Housing - 184 units, consisting of sixteen 2-bedroom, one hundred and thirty 3-bedroom, and thirty-eight 4-bedroom units at a total estimated price, including land, of $2,947,740.00, with an average price of $16,020.; and

4. (cont'd)

Senior Citizen Accommodation - fifty-two 1-bedroom units at a total estimated price, including land, of $530,040,, with an average price of $10,200.; and further

That the 62 units of family housing which had been scheduled for construction on Guthrie Drive in Crestview Subdivision, also be constructed by Headway Corporation Limited at Weller Avenue and Wiley Street.

5. That, as recommended by the Housing Sub-Committee:

WHEREAS the proposed amendments to the National Housing Act are directed toward rehabilitation of the existing housing stock; and

WHEREAS the City of Kingston has a substantial but undetermined stock of older housing which appears to be suitable for rehabilitation; and

WHEREAS there is a shortage of vacant serviced land for home building in Kingston:

THEREFORE BE IT RESOLVED that an application be made to Central Mortgage and Housing Corporation for a grant to provide for a pilot study in Kingston devoted to the examination and assessment of the effect of the proposed amendments on rehabilitation on an actual situation.

6. WHEREAS it is desirable that any by-laws governing hours of work apply on an area wide basis, as is the general practice with other municipalities in Ontario, which could not be accomplished by any by-law passed by the City of Kingston; and

WHEREAS a restriction on the hours of operation of barber shops would deprive the residents of Kingston of services they now receive during certain evenings; and

WHEREAS all of the barbers in Kingston are not in agreement that a by-law restricting hours of work should be enacted; and

WHEREAS the Barbers' Association may apply for Regulations governing the barbering industry in Kingston under the provisions of The Industrial Standards Act:

THEREFORE BE IT RESOLVED that no action be taken on the petition presented at the meeting of City Council on June 12th, 1972, requesting that a by-law be enacted governing the hours and days of closing of the barber shops in Kingston.

7. WHEREAS Clause 2, Report No. 73, 1972, states:

> "That the appropriate question to change the election of Aldermen from election by Wards to election by general vote be placed on the ballot,"

THAT, pursuant to the provisions of Section 28 of The Municipal Act, a by-law be presented to Council, for first reading only, to provide that Aldermen shall be elected by general vote.

NOTES: (a) The proposed by-law must receive assent of electors before it can be passed by Council.

(b) If the by-law receives the assent of the electors it is the duty of Council to pass the by-law within 6 weeks after the voting takes place.

8. That By-Law No. 6960, "A By-Law to Authorize the Execution of an Agreement with Headway Corporation Limited (Subdivision - North Side Weller Avenue)" be presented for second and third reading at the Council Meeting on August 28, 1972, and that on second reading the agreement be revised to conform to the agreement presented to the Fire, Legislation and Housing Committee on August 24, 1972, revised to include Public Utilities sections and revised note re park, it being noted that:

1. Since the Chairman of the Ontario Municipal Board at the hearing on the approval of amending zoning by-law No. 6958 advised the City that it could not impose development conditions as a condition of approval for a zoning by-law and since the Minister, although requested to do so by the City, has not imposed the conditions concerning the construction of a day care centre, the grading and seeding of the park and the equiping of the park area and since the developer has refused to agree to the inclusion of these special conditions in the subdivision agreement and the City Solicitor has advised that the City has no legal authority to impose the foregoing conditions, they have not been included in the subdivision agreement.

NOTE: Headway Corporation has in writing confimed that Federal and Provincial assistance for the development of the eight acre park - Block K - which is obtained within two years by the City will amount to $10,000. or Headway Corporation will make up the difference.

2. The clauses concerning fire protection be revised as follows:

Present Wording

"Provision shall be made to allow fire Vehicles to approach to within 200 feet of any portion or part of each unit on a clear road width of 28 feet, where buildings do not exceed 2 storeys above the top of a foundation."

Revised Wording

"Where buildings do not exceed two storeys above the top of a foundation provision shall be made to allow fire vehicles to approach to within 200 feet of any portion or part of each unit at the developer's expense by means of:

(a) a 20 foot asphalt walkway from Compton Street to Wilson Street and two 20 foot stub asphalt walk extending northerly from this walk on the east and west sides of Block K for a distance of 150 feet. The walkway and the stub walks shall be capable of supporting the weight of a 20 ton vehicle and the two stub walks shall terminate in a 30 foot square paved area, also capable of supporting a 20 ton vehicle. The entrances to the walkway at Compton Street and Wilson Street shall be blocked off by 'knocked down gates'

and

(b) by a fire lane access across the last three parking stalls in each of the parking lots in Block D to a 30 foot pad in the north/west section of Block D and a fire access lane to a 30' x 30' asphalt pad in the north/east section of Block D. These lanes will be designated as emergency fire access lanes so that the Fire Department will be able to remove any parked cars in case of emergency. The access lanes and asphalt pads must be capable of supporting the weight of a 20 ton vehicle."

Present Wording

"Buildings of three or more storeys shall be so designed as to permit access to within 25 feet of the entire front and rear of each unit on a clear road width of 28 feet."

Recommended Revision

"Buildings of three or more storeys shall be so located as to permit access to within 25 feet of the entire frontage and rear of each unit on a yard width of 28 feet, such yard to be capable of supporting a 20 ton vehicle."

Present Wording

"A two hour fire wall from the base of the foundation to above roof level shall be provided at a distance of not more than 60 feet apart in each house unit or apartment building."

Recommended Revision

"The construction shall be in accordance with the 1970 National Building Code requirements for fire prevention."

3. That the Clause concerning the deeding of land for the Day Care Centre provides that in the event that Block E and EE, which Headway purchased from the Public Utilities Commission, are not used for a day care centre playground or public park they shall revert back to the Commission upon payment to the City of 4.57 cents per square foot.

4. Instead of agreeing not to make application for a building permit for the apartments on Block B before commencing construction of the proposed shopping centre on Block A, the following revised wording has been substituted:

"That the owner agrees to commence construction on the proposed shopping centre on Blocks A and AA before commencing construction of the apartments on Blocks B, BB, BBB and B-1."

5. Since the Commissioner of Works has approved that the bulk of the inspection work being done under the supervision of approved engineers, instead of making a 5% deposit to cover City inspection work the subdivider will deposit $5,000. prior to the commencement of construction and further deposits of $5,000. as the money is exhausted for the payment of City and Public Utilities inspection costs, it being understood that the application of this section to the Commission is subject to the concurrence of the Commission.

6. The present wording re Block F boundary is:

"That the south boundary of Block F - Public Utilities Commission substation site - be delineated in a manner satisfactory to the Commission."

Recommended Revision

"That the delineation of the south boundary of Block F be by the construction of a six foot high chain link aluminum fence along the south and west boundary of Block F at the subdivider's expense".

7. The present wording restricting the application for building permits until the underground services and the base road has been constructed has been revised to permit the issuing of building permits when the sewer service charges have been paid on the understanding that there will be no occupancy of any of the dwelling units until the underground services have been accepted and the base road has been constructed.

8. The Schedule E section dealing with the slope of the sewers has been revised to provide that, where justified in the opinion of the Commissioner of Works, the slope may be reduced from ¼" per lineal foot to 1/8" per lineal foot

NOTE: Copy of revised Agreement dated August 24th, 1972 has been distributed to members of Council.

9. That Ontario Housing Corporation be requested to provide snow removal on the fire lanes in the Headway Corporation Limited project at Weller Avenue and Wiley Street, to enable Fire Department vehicles to get within two hundred feet of all dwelling units.

10. That a by-law be presented to Council to amend By-Law No. 41, "A By-Law Respecting the Polling Subdivisions of the City of Kingston," to amend Schedule "C" (metes and bounds description of polling subdivision boundaries), as follows:

(1) by deleting from the description for "Polling Subdivision - Sydenham Ward No. 2," the following words:

". . . THENCE south-easterly along the centre line of Lower Union Street to the centre line of King Street; THENCE south-westerly along the centre line of King Street to the centre line of West Street; . . ."

and by substituting therefor the following words:

". . . THENCE south-easterly along the centre line of Lower Union Street to the centre line of Ontario Street; THENCE south-westerly along the centre line of Ontario Street to the centre line of West Street; . . ."

(2) by deleting from the description for "Polling Subdivision - St. Lawrence Ward No. 2," the following words:

". . . THENCE north-westerly along the said projection and the centre line of Clarence Street to the centre line of Montreal Street; . . ."

and by substituting therefor the following words:

". . . THENCE north-westerly along the said projection and the centre line of Clarence Street to the centre line of Brock Street; THENCE westerly along the centre line of Brock Street to the centre line of Montreal Street; . . ."

(3) by deleting from the description for "Polling Subdivision - St. Lawrence Ward No. 10," and "Polling Subdivision - St. Lawrence Ward No. 12," the following words:

". . . THENCE easterly along the centre line of Bay Street and the projection thereof to the easterly limit of the City of Kingston; . . ."

and by substituting therefor the following words:

". . . THENCE easterly along the centre line of Bay Street and the projection thereof to the northerly face of the LaSalle Causeway; THENCE easterly along the northerly face of the LaSalle Causeway to the easterly limit of the City of Kingston; . . ."

(4) by deleting from the description for "Polling Subdivision - Cataraqui Ward No. 11," the following words:

". . . THENCE northerly along the centre line of Division Street to the centre line of Weller Avenue; . . ."

and by substituting therefor the following words:

". . . THENCE northerly along the centre line of Division Street to the point where the centre line of Weller Avenue Place projected easterly intersects the centre line of Division Street; THENCE easterly along the said projection and the centre line of Weller Avenue Place to

10. (cont'd)

(4) - continued

the centre line of Weller Avenue; . . ."

(5) by deleting from the description for "Polling Subdivision - Cataraqui Ward No. 14," the following words:

". . . THENCE southerly along the centre line of Division Street to the centre line of Weller Avenue; . . ."

and by substituting therefor the following words:

". . . THENCE southerly along the centre line of Division Street to the point where the centre line of Weller Avenue Place projected easterly intersects the centre line of Division Street; THENCE easterly along the said projection and the centre line of Weller Avenue Place to the centre line of Weller Avenue; . . ."

(6) by deleting from the description for "Polling Subdivision - Victoria Ward No. 14," and "Polling Subdivision - Victoria Ward No. 15," the following words:

" . . . THENCE westerly, northerly and westerly along the centre line of Barclay Road to the centre line of Queen Mary Road; . . ."

and by substituting therefor the following words:

". . . THENCE westerly along the centre line of Barclay Road to the centre line of Campbell Crescent; THENCE northerly and westerly along the centre line of Campbell Crescent to the centre line of Queen Mary Road; . . .".

11. That the following schedule of fees and rates for the 1972 election, as provided for in the 1972 budget, be confirmed and approved:

Officials:	Fee
D.R.O.	$ 30.00
Poll Clerk	$ 20.00
Election Assistant	$ 15.00
Constables:	
School Caretakers	$ 6.00 plus overtime
Others	$ 15.00
D.R.O. - Advance Poll	$ 60.00
Poll Clerk - Advance Poll	$ 40.00

Polling Places:	Rate
Homes and Halls	
- 1 Poll	$ 15.00
- each Additional Poll	$ 5.00
Schools & Public Buildings	
- each Poll	$ 5.00
Advance Poll	$ 25.00 per day

12. That, as recommended by the Public Works Committee, as requested by the subdivider, a by-law be presented to Council to amend the Agreement with August A. Marker attached as Schedule "A" to By-Law No. 6736, to:

(a) delete concrete pavements and substitute therefor asphalt pavements, in accordance with City specifications; and

12. (cont'd)

(b) raise initial road elevations to improve lot grading in accordance with the following drawings:

A0535A - revised April 5, 1972.
A535-1 - revised April 11, 1972.
A535-2 - revised April 5, 1972.
A535-3 - revised April 5, 1972.
A535-4 - revised April 11, 1972.
A535-5 - revised April 10, 1972.
A535-6 - revised April 11, 1972.

13. That, as requested by the Kingston Symphony Association, the week of September 18th to September 24th, 1972 be proclaimed as "Kingston Symphony Week" in the City of Kingston.

Respectfully submitted

(CHAIRMAN)

REPORT NO. 92

To the Mayor and Members of Council. Kingston, August 17, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That the congratulations of Council be extended to Alderman K. A. Keyes on receiving his Master of Education degree.

August 23, 1972.

2. That the following resolution of the City of London be endorsed:

> *"That the Retail Sales Tax Branch of the Department of Revenue for Ontario be advised that the City of London objects to the Branch's procedures of taking no actions to collect retail sales tax arrears from businesses until the City has taken action to distrain for arrears of municipal taxes following which the Branch proceeds to seize the money which the City has recovered;*
>
> *That the City protest to the Minister of Revenue that, in the event the City distrains and the Sales Tax Branch does not, then the cost of distraining should be a first charge against the amount covered and the balance should be split on a 50-50 basis, and that the Honourable Minister be advised that failing such an arrangement, the City proposes to take no action whatsoever and will leave the matter entirely to the Sales Tax Branch unless the estimated recovery from the distraining and sale of assets is sufficient to cover the sales tax arrears and to leave a balance in the City's favour; it being pointed out that in approximately five successive incidences where the City has exercised its right of distraint for unpaid taxes, the Department of Revenue has, without any prior notice, waited until the goods have been sold and turned into money in the bailiff's hands and then forwarded a demand to the bailiff for all of the proceeds less the bailiff's costs and the bailiff therefore is unable to comply with the instructions of his principal as directed by the Legislation under which he is licensed."*

3. That, as requested by the Association of Municipalities of Ontario, payment be made to them in the amount of $441.38, being a contribution of 3/4 of a cent per capita, to assist in payment of costs incurred for their representation, through Mr. W. B. Willston, Q.C., as intervenor at the Telecommunications Committee of the Canadian Transport Commission Hearings, which were held in Ottawa from March 1st to March 31st, 1972, dealing with the application of Bell Canada for an increase in user rates to provide $78.1 million in additional annual revenues.

4. That Alderman K. A. Keyes, Chairman of the Traffic and Streets Committee and Mr. K. G. Linseman, Traffic and Streets and Parking Authority Administrator, be appointed as the City's representatives on the Queen's University and Kingston General Hospital "Parking Authority" which is to be responsible for the operation of the parking garage for the Health Sciences Centre.

5. That Alderman J. L. Keenleyside and Alderman D. G. Timmins be appointed to the City of Kingston Archives and Records Committee.

6. That the account of Hardtman and Martin, City Solicitors, in the amount of $700.00 for legal counsel in the matter of the City's application for an order approving City Hall renovations, at the Ontario Municipal Board Hearing held on July 12th and July 13th, 1972, be approved for payment.

7. That, as recommended by the Commissioner of Industries, Council's thanks and appreciation be expressed to the E. L. Ruddy Co. for their generosity in updating and having freshly painted the two Industrial Commission poster panels located at the C.N.R. Station on Montreal Street and on Ontario Street, west of the LaSalle Causeway.

8. WHEREAS noise pollution caused by the squealing of tires on high powered motor vehicles has become an annoyance and even hazardous to the health of citizens;

AND WHEREAS, although the Police Departmentis strictly enforcing existing traffic by-laws, it is noted by the Police Commission that until the Provincial Legislature authorizes municipalities to use decibel meters to enforce anti-noise by-laws, it is almost impossible to obtain evidence that will lead to a conviction;

THEREFORE BE IT RESOLVED that the Provincial Legislature be requested to expedite passing of the Noise Pollution Control Act, 1972, which is an act to establish a means of regulating, controlling and prohibiting excess noise in the surrounding environment, and which received first reading in the Legislative Assembly on April 10th, 1972.

9. WHEREAS many of the Local Initiative Program grants issued for projects in some communities have questionable or insignificant value to those communities; and

WHEREAS very little research in determining the need for many of these projects is apparently carried out; and

WHEREAS little or no supervision is subsequently carried out to insure the success of said projects; and

WHEREAS many of these projects are so set up as to overlap or repeat social and community work being conducted in said communities by already established organizations:

THEREFORE the Council of the Corporation of the City of Kingston respectfully requests the Department of the Secretary of State to require his department in future to consult with the heads of municipalities to determine the worth and need of such projects.

10. That a by-law be presented to Council to authorize the purchase of 2,551 square feet of land for widening a portion of the south side of Princess Street in connection with the Traffic Circle Project from Doc Myles Tire and Service Centre Limited, being Part of Farm Lot 20, Concession 2, City of Kingston, designated as PART 2 on Reference PLAN 13R-340, for the sum of $7,650.00 (the appraised value of the land).

11. WHEREAS notification has been received from Canadian Tire Corporation Limited, requested an Inquiry into whether the taking of a portion of their land, designated as PARTS 1 and 2, Plan 13R-334, for the purpose of widening a portion of the Bath Road is fair, sound and reasonably necessary in the achievement of the objectives of the Corporation of the City of Kingston:

THAT, pursuant to Section 7(3) of The Expropriations Act, the request be referred to the Chief Inquiry Officer.

(Note: Chief Inquiry Officer (Toronto), will then appoint an Inquiry Officer of his Department, who will notify the parties when the Inquiry is to be held.)

12. That a by-law be presented to Council to authorize the purchase of 941 square feet of land for widening a portion of the south side of Princess Street in connection with the Traffic Circle Project from Firestone Tire and Rubber Company of Canada Limited, being Part of Farm Lot 21, Concession 1, designated as PART 2 on Reference PLAN 13R-335, for the sum of $4,020.00, being

Land (at appraised value)	$3,760.00
Allowance for asphalt paving on land required for widening	$ 260.00

- and -

on the understanding that there will be a depressed entrance leading to the Firestone Store at 900 Princess Street over the curb, gutter and sidewalk from the west limit of the City's property, to the west of the Firestone Store, easterly 65 feet.

13. WHEREAS notification has been received from Mr. John D. Munro, Tenant, Texaco Service Station, 913 Princess Street, requesting an Inquiry into whether the taking of the lands of Regent Refining (Canada) Limited, designated as PARTS 8 and 9, Plan 13R-335, for the purpose of widening a portion of Princess Street is fair, sound and reasonably necessary in the achievement of the objectives of the Corporation of the City of Kingston;

THAT, pursuant to Section 7(3) of The Expropriations Act, the request be referred to the Chief Inquiry Officer.

(Note: Chief Inquiry Officer (Toronto) will then appoint an Inquiry Officer of his Department who will notify the parties when the Inquiry is to be held.)

14. That, as requested by the Public Utilities Commission of the City of Kingston, permission be granted to charge the costs of the following watermains in the amount of $14,800.00., to the Special Reserve Fund, it being noted that the original Commission's Water Department Capital Budget for 1972 included a total of $10,000.00 to be charged to the Special Reserve Fund which upon receiving estimates resulted in an increase of $4,800.00:

	Original Est.	New Est.	Increase
Emily St, Water Services	$5,000.00	$9,350.00	$4,350.00
Grenville Park Cres. 8" Watermain	5,000.00	5,450.00	450.00
	$10,000.00	$14,800.00	$4,800.00

15. That, as recommended by the City of Kingston Planning Board, the following budget appropriate amendment be approved:

	Increase	Decrease
PLANNING & ZONING		
- Data Accumulations	-	$450.00
URBAN RENEWAL		
- Architectural Conservation	$450.00	-

(Note: Salary for temporary employee re descriptions of buildings of historical or architectural significance.)

16. That, as recommended by the Rideaucrest Home Committee, the following budget appropriation amendment be approved to provide balance of funds required for retubing the Heating Boiler at Rideaucrest Home:

	Increase
REVENUE	$289.00
EXPENDITURES	
- Replacement of Furnishings & Equipment	$289.00

17. That the account of Mr. George Dalton, Appraiser, in the amount of $605.37, for submitting Statement of Opinion on the market value of the property north of Elliot Avenue between the C.N.R. tracks and the Cataraqui River to the marsh, and the 66' road allowance through the property from Elliot Avenue to the marsh, be approved for payment.

18. That the account of Mr. W. E. Webster, Appraiser, in the amount of $883.03, for appraisal on the loss of market value sustained by reason of widening of the Bath Road to the Kingston Auto Exchange property, be approved for payment.

19. That the account of Fort Frontenac Officers' Mess in the amount of $671.50 for Montreal Olympic Committee buffet on August 9th, 1972, be approved for payment.

20. That, as recommended by the Public Works Committee:

A. The Ontario Municipal Board ruling to reduce to 20% the owners' share of cost for construction of asphalt pavement in Portsmouth Avenue from King Street to Johnson Street, be protested, for the following reasons:

(i) property owners residing on other Collector Streets have been assessed for road construction on the basis of 60/40 cost apportionment; and

(ii) the Traffic and Streets Committee has not agreed that the upgrading of the street will increase traffic volume to warrant reclassification as an Arterial:

- and -

B. constructionof the asphalt pavement with curb, gutter and boulevard, in Portsmouth Avenue from King Street to Johnson Street, including an entrance, intersection improvements at King Street and at JohnsonStreet, under the provisions of Section 8 of The Local Improvement Act, be withdrawn from the 1972 Capital Works Projects.

21. That, as recommended by the Public Works Committee, since the construction of the storm sewer on Division Street from Kirkpatrick Street to 26' south of Day Street terminated 34 feet south of Day Street, a by-law be presented to Council to amend By-Law No. 6836, as amended by By-Law No. 7146, to:

(a) amend the description to read as follows:

"A By-Law to Authorize the Construction of an 18" Storm Sewer in Division Street from Kirkpatrick Street to 34 Feet South of Day Street at an Estimated cost of $24,102.45 under the Provisions of Section 8 of The Local Improvement Act,", and

(b) revise the actual costs as follows:

	Previous Costs By-Law No. 7146	Revised Costs
Total est. cost	$28,507.36	$ 24,102.45
Owners' Share	2,793.30	2,745.30
Corp'n's Share	12,857.03	12,200.51
M.T.C. Subsidy	12,857.03	9,156.64
Debenture Amount	15,650.33	14,945.81.

22. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of a Supplementary Agreement with the Department National Defence, containing additional clauses 19 and 20 to the original agreement, as follows:

"19. The Minister covenants and agrees with the City to pay the first instalment in the amount of Fourteen Thousand, Three Hundred and Twenty-two Dollars ($14,322.00) upon the execution of this agreement, the second instalment of Twenty-Four Thousand, Five Hundred Dollars ($24,500.00) being payable upon proof by the City in the form of a certificate from the architect or engineer in charge of the projects that the improvements listed in Schedule "A" to this agreement have been completed.

20. The City covenants and agrees to indemnify and save harmless Her Majesty, Her officers, servants, agents and employees and members of Her Majesty's armed forces, Her or their heirs, executors, administrators, successors and assigns, or any of them, from all claims, demands, actions and causes of action whatsoever arising out of or in any way attributable to the use of the monies paid to the City by the Crown under the terms of this agreement as hereinbefore provided."

23. That, as recommended by the Public Works Committee, by-laws be presented to Council to: (A) amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Commitee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
Storm Sewer Separation		
- Area "A", Phase I (leaves balance of $408,932.00)	-	$1,335.00
- Weller, Existing N. to Ford (increases appropriation to $9,335.00)	$1,335.00	-

B. authorize the construction of a storm sewer in Weller Avenue, Ford Street Easterly 196' at an estimated cost of $17,700.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$ 969.00	$ 969.00
Corporation's Share	8,365.50	8,365.50
M.T.C. Subsidy	8,365.50	-
Total	$17,700.00	$ 9,334.50

24. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kinston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
Sanitary Sewers		
- Alfred - North of Mack (leaves balance of $Nil	-	$7,000.00
-Alfred - Concession Northerly (leaves balance of $33,500.00	-	500.00
- Montreal - at City Limites (increases approp. to $22,500.00)	$7,500.00	-

- and -

B. to authorize the construction of a sanitary sewer in Montreal Street onthe west side from 154' north of unopened street RP 368 southerly 605' and non-abutting equally benefited frontage from 758' north of unopened steet RP 368 northerly 75' at an estimated cost of $22,500.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$13,631.08	$13,631.08
Corporation's Share	8,868.92	8,868.92
Total	$22,500.00	$22,500.00

25. That, as recommended by the Public Works Committee and as concurred in by the Traffic and Streets Committee, by-laws be presented to Council to:

A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Traffic and Streets Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
Street Lighting		
- Strathcona Cres., McMahon to McMichael (leaves balance of $2,876.00)	-	$124.00
- Mohawk Place, Portsmouth Ave. to Indian Road (increases appro. to $3,124.00)	$124.00	-

- and -

B. to authorize the installation of street lighting on Mohawk Place from Portsmouth Avenue to Indian Road, at an estimated cost of $3,124.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$ 2,299.00	$ 2,299.00
Corporation's Share	825.00	825.00
Total	$ 3,124.00	$ 3,124.00

26. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the following internal transfer of Public Works Committee appropriations:

	Increase	Decrease
LOCAL IMPROVEMENTS		
- Road Reconstruction		
- Barrie, Princess to Brock (leaves balance of $9,377.00)	-	$ 1,123.00
- King, Clarence to Johnson (increase approp. to $8,823.)	$ 1,123.00	-

- and -

B. to authorize the construction of the following pavements under the provisions of Section 12 of The Local Improvement Act:

(1) Brock Street, from Bagot Street to 11 Feet East of Sydenham Street

Owners' Share	$ 1,569.39
Corporation's Share	17,960.31
M.T.C. Subsidy	17,960.30
Total estimated cost	$ 37,490.00
Debenture Amount	$ 19,529.70

(Note: There is provision of $21,500. in the Capital Budget for this work.)

26. (cont'd)

B. (cont'd)

(2) King Street, from Johnson to Clarence Streets

Owners' Share	$ 1,826.06
Corporation's Share	6,996.47
M.T.C. Subsidy	6,996.47
Total estimated cost	$ 15,819.00
Debenture Amount	$ 8,822.53

27. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the following internal transfer of Public Works Committee appropriations:

	Increase	Decrease
LOCAL IMPROVEMENTS Sidewalks - New Construction - Concrete		
- Weller S/S - Division E. to Existing (leaves balance of $18,050.)	-	$750.00
- Portsmouth W/S - King to Mary (Increase approp. to $9,950.)	$750.00	-

- and -

B. to authorize the construction of a concrete sidewalk in Portsmouth Avenue, from King Street northerly 1015 feet, at an estimated cost of $9,950.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$8,986.89	$8,986.89
Corporation's Share	963.11	963.11
Debenture Amount	$9,950.00	$9,950.00

28. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the following sidewalks, at an estimated cost of $21,620.00, under Section 12 of The Local Improvement Act, as follows:

Street	Side	From
Clergy	West	Brock to Johnson
Johnson	North	Clergy westerly 2'
Brock	South	Clergy westerly 31.5'
James	South	112' west of Rideau westerly 169'
Princess	South	71' east of King, easterly 159.3'
Princess	South	2.5' east of King, easterly 68.5'
Johnson	North	Victoria westerly 90'
Victoria	West	Johnson northerly 7.5'

28. (cont'd)

Street	Side	From
Montreal	East	9' north of Queen, northerly 166.5'
Division	East	3' north of Johnson northerly 30' and 48.3' north of Johnson northerly 55'
Union	South	193.5' east of University easterly 332'
Clarence	South	1.5' west of Ontario westerly 135.7'

	Cost	Debenture
Owner's Share	$ 8,883.00	$ 8,883.00
Corporation's Share	12,051.76	12,051.76
M.T.C. Subsidy	685.24	-
Total	$21,620.00	$20,934.76

(Note: There is provision of $40,000.00 for reconstruction of concrete sidewalks in the Capital Budget.)

29. That, as recommended by the Parks, Recreation and Property Committee, the following budget appropriation amendment be approved to provide funds for surveying land adjoining the municipal golf course:

	Increase
LAKE ONTARIO PARK	
REVENUE	
-Miscellaneous	$300.00
PARKS DEPARTMENT	
-Parks Survey	$300.00

30. That Mrs. Dorothy Geiger be appointed a member of the City of Kingston Planning Board, for a term expiring December 31st, 1973.

Respectfully submitted,

(CHAIRMAN)

The Finance and Accounts Committee may present the following clause:

31. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
Road Reconstruction		
- Barrie, Princess to Brock (leaves balance of Nil)	-	$79,377.00
- King, Princess to Queen (leaves balance of $5,011.00)	-	3,489.00
		$12,866.00
New Construction		
- Lappan's Lane - Counter St. to P.U.C. (increases appropriation to $25,866.00)	$12,866.00	

- and -

31. (cont'd)

B. since a sufficiently signed petition has been received, to authorize the construction of asphalt pavement with shoulders on Lappan's Lane, from Counter Street to the north limit of the Public Utilities Commission Service Centre, at an estimated cost of $32,365.45, under the provisions of Section 7 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$15,644.50	$15,644.50
Corporation's Share	10,220.95	10,220.95
P.U.C. Contribution	6,500.00	-
	$32,365.45	$25,865.45

32. WHEREAS notification has been received from:

David M. Nesbitt Realty Limited,
David T. Nesbitt,
David M. Nesbitt Motors Limited,
Nesbitt Car Rental Limited, and
Robin Hood Van Lines Limited

requesting an Inquiry into whether the taking of portions of their lands, being part of Lot 21, Concession I, designated as PART 7, Plan 13R-335, for the purpose of widening a portion of Princess Street, and part of Lot 22, Concession II, designated as PART 4, Plan 13R-336, for the purpose of providing a new street lying to the north of Concession Street from Princess Street easterly to the east limit of the property of the Aluminum Company of Canada Limited, is fair, sound and reasonably necessary in the achievement of the objectives of The Corporation of the City of Kingston;

THAT, pursuant to Section 7(3) of The Expropriations Act, the request be referred to the Chief Inquiry Officer.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 31 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 33 their second reading.

Ald. Blaney, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 18 to 31 their third reading.

(e) That By-Laws 18to 49 be given their third reading.

(1) A By-Law to Provide That Aldermen Shall Be Elected By General Vote

(FIRST READING) (PROPOSED NO.)
Clause 7, Report No. 91, 1972

(2) A By-Law to Authorize the Execution of An Agreement With Buy-Rite Gasoline Company Limited (Site Plan: 0.23 Acres on the Northwest Corner of Concession Street and Macdonnell Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7445)
Clause 1, Report No. 88, 1972

(3) A By-Law to Amend By-Law No. 3078, "A Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Rezone Northwest Corner of Concession and Macdonnell Streets From R2 to C2 to Permit Operation of a Gasoline Bar Only)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7446)
Clause 1, Report No. 88, 1972

(4) A By-Law to Amend By-Law No. 3795, "A By-Law to Regulate The Use of Land For Storing Used Motor Vehicles"

(FIRST AND SECOND READINGS) (PROPOSED NO.7447)
Clause 1, Report No. 91, 1972

(5) A By-Law to Amend By-Law No. 1556, "A By-Law To Provide For Paying An Annual Allowance To Members of The Council of The Corporation of The City of Kingston (Increase Renumeration for Mayor and Aldermen)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7448)
Clause 3, Report No. 91, 1972

(6) A By-Law to Amend By-Law No. 41, "A By-Law Respecting the Polling Subdivisions of the City of Kingston (Revised Description of Certain Polls)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7449)
Clause 10, Report No. 91, 1972

(7) A By-Law to Authorize An Amendment to the Agreement With August Marker attached as Schedule "A" to By-Law No. 6736

(FIRST AND SECOND READINGS) (PROPOSED NO. 7450)
Clause 12, Report No. 91, 1972

(8) A By-Law to Authorize the Purchase of 2,551 Square Feet of Land On the South Side of Princess Street From Doc Myles Tire and Service Centre Limited

(FIRST AND SECOND READINGS) (PROPOSED NO. 7451)
Clause 10, Report No. 92, 1972

BY-LAWS (cont'd)

(9) A By-Law to Authorize the Purchase of 941 Square Feet of Land On the South Side of Princess Street From Firestone Tire and Rubber Company of Canada Limited

(FIRST AND SECOND READINGS) (PROPOSED NO.7452)
Clause 12, Report No. 92, 1972

(10) A By-Law to Amend By-Law No. 6836, "A By-Law to Authorize the Construction of An 18 Inch Storm Sewer In Division Street From Kirkpatrick Street to 26 Feet South of Day Street At An Estimated Cost of $21,700.00, Under The Provisions of Section 8 of The Local Improvement Act" (Amend Description and Revise Costs)

(FIRST AND SECOND READINGS) (PROPOSED NO.7453)
Clause 21, Report No. 92, 1972

(11) A By-Law to Authorize the Construction of a Storm Sewer in Weller Avenue, Ford Street Easterly 196' At An Estimated Cost of $17,700.00, Under The Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO.7454)
Clause 23B, Report No. 92, 1972

(12) A By-Law to Authorize the Construction of a Sanitary Sewer in Montreal Street On the West Side From 154' North of Unopened Street RP 368 Southerly 605' And Non-Abutting Equally Benefited Frontage From 758' North of Unopened Street RP 368 Northerly75' At An Estimated Cost of $22,500.00, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO.7455)
Clause 24B, Report No. 92, 1972

(13) A By-Law to Authorize the Installation of Street Lighting On Mohawk Place From Portsmouth Avenue to Indian Road, At An Estimated Cost of $3,124.00, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO.7456)
Clause 25B, Report No. 92, 1972

(14) A By-Law to Authorize the Construction of Certain Pavements Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO.7457)
Clause 26B, Report No. 92, 1972

(15) A By-Law to Authorize the Reconstruction of Certain Sidewalks, At An Estimated Cost of $21,620.00, Under Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7458)
Clause 28B, Report No. 92, 1972

(16) A By-Law to Authorize the Construction of a Concrete Sidewalk in Portsmouth Avenue, From King Street Northerly 1015 Feet, At An Estimated Cost of $9,950.00, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7459)
Clause 27B, Report No. 92, 1972

(17) A By-Law to Authorize the Construction of Asphalt Pavement With Shoulders on Lappan's Lane, From Counter Street to the North Limit of the Public Utilities Commission Service Centre, At An Estimated Cost of $32,365.45, Under the Provisions of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7460)
Clause 31B, Report No. 92, 1972

BY-LAWS (cont'd)

(18) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of The Highway Traffic Act (Clause 1, Report No. 86)

(THREE READINGS) (PROPOSED NO. 7461)
Clause 1, Report No. 86, 1972

(19) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For A Parking Meter Zone in Certain Streets Or Portion Thereof, And to Provide For the Installation, Regulations and Supervision and Control of Such Parking Meters" (Clauses 1 & 2, Report No. 86)

(THREE READINGS) (PROPOSED NO.7462)
Clause 1 & 2, Report No. 86, 1972

(20) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Banners - Queen's Orientation Committee);
(THREE READINGS) (PROPOSED NO.7463)
Clause 3, Report No. 86, 1972

(21) A By-Law to Ratify the Execution of An Agreement With M. M. Dillon Limited For Airport Consulting Services

(THREE READINGS) (PROPOSED NO.7464)
Clause 1, Report No. 85, 1972

(22) A By-Law to Dedicate As Part of Division Street the 10 Foot Strip of Land on the West Side of Division Street From Kirkpatrick Street Southerly 556 Feet More or Less

(THREE READINGS) (PROPOSED NO.7465)
Clause 6, Report No. 86, 1972

(23) A By-Law to Authorize the Execution of An Agreement With McGinnis & O'Connor Limited (Paving On Princess & Queen Streets)

(THREE READINGS) (PROPOSED NO.7466)
Clause 1, Report No. 89, 1972

(24) A By-Law to Amend By-Law No. 2385, "A By-Law to Appoint Certain Employees As Inspectors Under the Trench Excavation Protection Act" (Appointment: Mr. K. Alward and Mr. P. Morrison)
(THREE READINGS) (PROPOSED NO.7467)
Clause 6, Report No. 89, 1972

(25) A By-Law to Authorize the Execution of An Agreement With Alex Lillis Re: Sewage Sludge Disposal

(THREE READINGS) (PROPOSED NO.7468)
Clause 9, Report No. 89, 1972

(26) A By-Law to Amend By-Law No. 7131, "A By-Law to Provide For the Licensing and Regulating of Public Halls (Delete Requirement of Certificate of Chief of Police)
(THREE READINGS) (PROPOSED NO.7469)
Clause 2, Report No. 91, 1972

(27) A By-Law to Authorize the Execution of a Supplementary Agreement With the Department of National Defence

(THREE READINGS) (PROPOSED NO.7470)
Clause 22, Report No. 92, 1972

(28) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt A Five Year Capital Budget For the City of Kingston" (Revision No. 4)

(THREE READINGS) (PROPOSED NO.7471)
Clauses 23, 24, 25, 26, 27 & 31, Report No. 92, 1972

BY-LAWS (cont'd)

(29) A By-Law to Authorize the Execution of An Agreement With Kingston Tercentenary Incorporated

(THREE READINGS) (PROPOSED NO. 7472)
Clause 21, Report No. 82, 1972

(30) A By-Law to Authorize the Submission of The Following Question to the Electors: "Are You In Favour of the Fluoridation of the Public Water Supply of This Municipality"

(THREE READINGS) (PROPOSED NO.7473)
Clause 4, Report No. 73, 1972

(31) A By-Law to Authorize the Execution of An Agreement With the Public Utilities Commission (Sewer Connection: 880 Johnson Street)

(THREE READINGS) (PROPOSED NO. 7474)
By-Law No. 14

(32) A By-Law to Authorize the Execution of An Agreement With Headway Corporation Limited (Site Plan: Weller Avenue Area)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6959)
Clause 1, Report No. 37, 1972
- as amended by -
Clause 8, Report No. 91, 1972

(33) A By-Law to Authorize the Execution of An Agreement With Headway Corporation Limited (Subdivision - North Side Weller Avenue)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6960)
Clause 1, Report No. 37, 1972
- as amended by -
Clause 8, Report No. 91, 1972

(34) A By-Law to Authorize the Constructionof Certain Seperate Storm Sewers and the Replacement of Certain Sanitary Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area "C" - Phase VI)

(THIRD READING) (PROPOSED NO. 7197)
Clause 11(E), Report No. 120, 1971

(35) A By-Law to Authorize the Reconstruction of Certain Sidewalks (General Rate - 1972 Program)

(THIRD READING) (PROPOSED NO. 7352)
Clause 8, Report No. 48, 1972

(36) A By-Law to Authorize the Execution of An Agreement With Her Majesty the Queen In Right of Canada Represented By the Minister of Transport (Lease of 5.104 Acres of Waterlot, In Front of Farm Lots 22 and 23, Concession I, City of Kingston

(THIRD READING) (PROPOSED NO. 7364)
Clause 9; Report 54, 1972

(37) A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)

(THIRD READING) (PROPOSED NO. 7365)
Clause 10, Report No. 54, 1972

(38) A By-Law to Authorize the Construction of a 12 Inch Watermain With Services In Princess Street From 18 Feet West of the Parkway Westerly 910 Feet Under the Provisions of the Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 7374)
Clause 10(c), Report No. 62, 1972

BY-LAWS (cont'd)

(39) A By-Law to Authorize the Execution of An Agreement With the Ministry of Transportation and Communications (Feasibility Study - Demand Responsive Buses)

(THIRD READING) (PROPOSED NO. 7375)
Clause 11(a), Report No. 62, 1972

(40) A By-Law to Authorize the Execution of An AgreementWith Her Majesty the Queen In Right of Canada, Represented By the Minister of Public Works (Lease: Old Post Office Building - 86 Clarence Street)

(THIRD READING) (PROPOSED NO. 7388)
Clause 16, Report No. 62, 1972
- and -
Clause 5, Report No. 75, 1972

(41) A By-Law to Authorize the Execution of An Agreement With Gunter Wernthaler (Lease of Dock Space - Confederation Basin)

(THIRD READING) (PROPOSED NO. 7400)
Clause 7, Report No. 68, 1972

(42) A By-Law to Amend By-Law No. 7299, "A By-Law to Authorize the Execution of An Agreement With the Association For Early Childhood Education Ontario (Kingston Branch) (1972 Services) (Add: Co-Operative Day Care Centre and Calvin Park Nursery School)

(THIRD READING) (PROPOSED NO. 7412)
Clause 6, Report No. 75, 1972

(43) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of The Highway Traffic Act "

(THIRD READING) (PROPOSED NO. 7424)
Clause 2, Report No. 76, 1972

(44) A By-Law to Authorize the Execution of An Agrement With L. M. Welter Ltd. For Construction of Sanitary Sewer In Weller Avenue and Weller Avenue Place (Contract No. 72-7W)

(THIRD READING) (PROPOSED NO. 7425)
Clause 3, Report No. 79, 1972

(45) A By-Law to Amend By-Law No. 7131, "A By-Law to Provide For the Licensing and Regulating of Public Halls" (Requirements: Plumbing Fixtures)

(THIRD READING) (PROPOSED NO. 7426)
Clause 2, Report No. 81, 1972

(46) A By-Law to Authorize the Sale of Four Acres of Land On the West Side of Lappan's Lane to Permanent Concrete

(THIRD READING) (PROPOSED NO. 7428)
Clause 11, Report No. 82, 1972

(47) A By-Law to Authorize the Purchase of the Norman Rogers Airport

(THIRD READING) (PROPOSED NO. 7431)
Clause 13, Report No. 82, 1972

(48) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Boulevard Paving: 28 Grange Street)

(THIRD READING) (PROPOSED NO. 7444)
Clause 5, Report No. 76, 1972

(49) A By-Law to Authorize the Execution of An Agreement With Smith and McLennan Architects (Preparations of Plans and Specifications for Renovations to the City Hall)

(THIRD READING) (PROPOSED NO. 7173)
Clause 6, Report No. 115, 1971

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council Was Held in the Council Chamber on Monday, August 28, 1972, at 8:00 p.m., His Worship Mayor Swain presiding.

SPECIAL WELCOME

Mayor Swain welcomed Mrs. K. M. Bradley, a Councillor for Harrogate, Yorkshire, England, to Kingston, the Province and to Canada.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (15)

TABLING OF DOCUMENTS

Council consented to the addition of Document (76) for presentation to Council.

(74) *Fire Marshall Quarterly News* prepared by the Division of Public Safety, Ministry of Solicitor General.

(75) Copy of Canada Labour Code, Canada Sanitary Regulations Respecting the Provision and Maintenance of Potable Water Supplies and of Sanitary and Other Personal Service Facilities in Federal Works Undertakings and Businesses from Information Canada, Publishing Branch, Ottawa.

(76) Agnes Etherington Art Centre, Queen's University, September, 1972, Bulletin.

MINUTES

Moved by Alderman Keenleyside,
Seconded by Alderman Matthews,

That the Minutes of City Council Meeting No. 15, held July 24, 1972, be adopted as printed.

CARRIED

COMMUNICATIONS

To be Filed:

(323) From the Ontario Municipal Board Amending a Report to the Board on the decision of the Board, dated March 17th, 1972, concerning By-Law No. 6806, Sydenham Ward Urban Renewal, stating that reference was erroniously made throughout to Zone A as being Agricultural whereas the correct zoning is "one-family residential" and also notifying of a submission of objection on behalf of Mrs. Dorothy Geiger and that the Board considered the submission and is of the opinion that because it is primarily a matter of thorough consideration by municipal officials and Council, By-Law No. 6806 should be approved in its entirety as stated in the decision of the Board dated March 15, 1972.

(324) From the Kingston Jaycees thanking the Members of Council for a grant in the amount of $500.00 for the 1972 Chimo Region Convention held at the LaSalle Hotel, May 19 to 21, 1972.

(325) From the Hon. E. J. Benson, Minister of National Defence, acknowledging receipt of Council's resolution (R.82(1)72) endorsing the resolution of the City of Cornwall concerning the grants for youths.

(326) From Mr. J. K. Fee, P. Eng., General Manager, Public Utilities Commission, stating that at a special Commission Meeting on August 8th, the Kingston Dial-a-Bus Study as prepared by Kates, Peat, Marwick & Company in conjunction with the Ministry of Transportation and Communications was considered and the commission decided to institute 'Dial-a-Bus' service on a trial basis and enclosing a copy of a 'News Release' and a copy of 'Kingston Dial-a-Bus Study'.

(Note: Copies of 'News Release' and 'Kingston Dial-a-Bus Study' distributed to all Members of Council.)

COMMUNICATIONS (cont'd)

(327) From Mr. D. L. Hardtman, Q.C., City Solicitor, Kingston, reporting on the Ontario Municipal Board Hearing on July 12 and 13, 1972, concerning the application by The Corporation of the City of Kingston:

(a) approving the construction of renovations and alterations to the City Hall at a cost of $2,061,807.00,

(b) approving the issue by the applicant of debentures in the sum of $1,855,807.00 therefor, and

(c) declaring and directing that the assent of the electors of the City of Kingston on those qualified to vote on money by-laws shall not be requisite to be obtained to the passing of by-laws for the purpose aforesaid, repayable over a term of twenty years.

(328) From Mr. J. Russell Scott, President, Association of Municipalities of Ontario, Toronto, submitting the following report:

"REPORT ON REGISTRATION TO FOUNDING CONVENTION

Delegates

Elected	*867*		
Appointed	*149*	*1,016*	*1,016*
Wives and guests	*670*		
Gov't Officials	*29*		
Others	*17*		
Press	*18*		
Staff	*6*	*740*	
			1,756

REPORT ON ELECTIONS FOR BOARD OF DIRECTORS

Registered Voting Delegates 699

Number of ballots Cast 495 OR 70.8%"

(329) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the Ontario Municipal Board Hearing on July 26, 1972, concerning the Committee of Adjustment decision on December 13, 1971, granting an application by Mary Jane Keele for consent to the conveyance of a parcel of land used for parking located to the rear of premises known municipally as 475 - 477 Princess Street, Kingston, upon the following condition:

> "that a masonry or concrete barrier blocking all vehicular traffic to Colborne Street be erected and that the purchaser enter into a binding agreement with the City of Kingston to maintain the said barrier so as to prevent all future vehicular access to Colborne Street."

and stating that the Panel Chairman wished to give further consideration to the evidence and the matters argued and that his decision would be reserved.

(330) From the Ontario Municipal Employees Retirement Board, Toronto, notifying of the following four significant changes in the legislation governing OMERS:

(1) change relating to the eligibility of common law spouses for benefits from OMERS under certain circumstances was made to the OMERS Act and the remaining changes were made to the Regulations;

COMMUNICATIONS (cont'd)

To be Filed: (cont'd)

(330) (cont'd)

(2) an improvement in pension benefits for active members, pensioners and terminated members who had elected deferred pensions in the amount of 5% increase;

(3) the amount of pension payable to a widow or dependent widower increased by 10% per child who is under 18 years of age or under 21 years of age and attending an educational institution on a full time basis - maximum of 75% of the member's earned pension regardless of the number of eligible children;

(4) the eligibility of employees in the service of an employer at the time a by-law or resolution is passed to participate in OMERS.

To be Referred to the Airport Committee:

(331) From Mr. T. W. McEachern, Municipal Administration Officer, Ministry of Treasury, Economics and Intergovernmental Affairs, stating:

"We wish to acknowledge receipt of your letter dated August 11, 1972, attaching a copy of a letter to the Honourable W. Darcy McKeough, dated July 25, 1972, requesting permission to use the funds set up in the Reserve Fund for the acquisition of Industrial Land in order to purchase the Norman Rogers Airport from the Federal Department of Transport.

You may accept this as your authority under the provisions of Section 308(4) of The Municipal Act for the City of Kingston to use the $100,000.00 in their Reserve Fund for the purchase of the Airport, as outlined in your letter of July 25."

To be Referred to the City of Kingston Industrial Commission:

(332) From Mr. J. L. Keenleyside, President, Eastern Ontario Development Council, Ottawa, reiterating the position of E.O.D.C. in view of certain statements that have come from Queen's Park recently.

(Note: Copies distributed to all Members of Council.)

To be Referred to the Traffic and Streets Committee:

(333) From The Corporation of the City of Hamilton stating:

"The Council of the Corporation of the City of Hamilton at its meeting held July 15, 1972, in adopting Section 4 of the 4th Report of the Legislation and Reception Committee, petitioned the Provincial Government to implement legislation requiring a safety check on all motor vehicles at least once a year to ensure that they are in safe operating condition.

This resolution was prompted as a result of a fatal accident which occurred recently in the City of Hamilton. The Traffic Commissioner for the City of Hamilton was advised that one of the contributing factors to this fatal accident was the unsafe condition of the vehicle involved.

I would request that you submit this matter to your Council for endorsement and support, and if the resolution receives the endorsement of your Council, I would appreciate it if you would advise the Honourable Gordon Carton, Q.C., Minister of Transporatation and Communication, Parliament Buildings, Toronto, Ontario."

COMMUNICATIONS (cont'd)

To be Referred to the Parks, Recreation and Property Committee:

(334) From Mr. Donald R. Martyn, Executive Director, Community Services Division, Ontario Ministry of Community and Social Services, Toronto, notifying that as of April 1, 1972, the Community Centres Act is being administered by the Ministry of Community and Social Services and that this Ministry has been directed by the Government to pay grants under the Community Centres Act only to municipalities with populations of 25,000 persons or less.

(335) From Mrs. Gwen Kingsland, Secretary, The Association of Women Electors of Kingston Area, stating:

> *"During a recent meeting our members discussed the project undertaken this summer by a group of LaSalle students, who created a park in the school grounds.*
>
> *We feel that any attempt to provide our City with more parks is laudable, but especially so in this case, where these young people have given us a practical lesson in positive thinking.*
>
> *Any encouragement which Council could give to similar undertakings would, we feel sure, have the support of a large part of the community."*

(336) From Mr. John B. Sampson, stating:

> *"According to the advertisement which appeared in the Aug-5 issue of 'The Whig-Standard', it stated that the Municipality had deposited at the Local Registry Office '...and the plans of the Park proposed to be built in the Harbour.'*
>
> *I attended at the Registry Office, and all I was able to see were Department of Transport Plan Nos. 2542 - 2543 - 2544 - 2545, which merely show the existing lines, but no details of the proposed park addition.*
>
> *Furthermore, according to recent news reports, the Complex were permitted to dump rock fill, and as you will see considerable loose earth fill has been and is being deposited. The Municipality must not abrogate to anyone their duty to see that a desecration of the area is not permitted, for as everyone knows, the particular area is subject to heavy winds coming the Fall weather, and the end result will be that certainly the loose earth and a great deal of the rock fill will be washed away, creating a recurring muddy situation in the waters thereby.*
>
> *This Parksite is one of the most beautiful, accessible and enjoyed areas for the Public, and I have seen a recent 'artist's' concept of what is proposed. My comment here is that we should seperate the artistic from the Mundane, and heretofore the Public have enjoyed an unfettered walkway, for themselves and for many of them, with their dogs. The Municipality must get more into the habit of consulting their Public: certainly a Public meeting should be called, to get the views of those whose enjoyment of this walkway will be curtailed.*
>
> *And certainly if you are to permit a repitition of the Streets in the area being littered with dirt-fall from trucks, when the St. Mary's Hospital contract is awarded, creating a health hazard to those residents in the area, greater supervision should be exercised and a condition should be that an outer revetting wall be installed."*

(Note: Mr. J. B. Sampson's letter has been acknowledged on August 22, 1972, informing him that the rock fill is being placed in conformity with plans approved by the City which were prepared by a consultant. The earth is necessary to permit seeding.)

COMMUNICATIONS (cont'd)

To be Referred to the Parks, Recreation and Property Committee: (cont'd)

(337) From Mr. C. J. R. Lawrie, Secretary, Canadian Section, International St. Lawrence River Board of Control acknowledging receipt of City Council's resolution (R.82(14)72) concerning high water levels in Lake Ontario and enclosing a recent news release by the International Joint Commission concerning levels of Lake Ontario and stating the reasons for the current high water situation on the Lake.

(Note: The level is 13 inches above the normal for this time of year, but 13 inches below what it would have been were the Lake not regulated.)

(338) From the Corporation of the City of Woodstock requesting that their following resolution be endorsed:

"WHEREAS HOCKEY CANADA has arranged a number of contests with the Russian National Team.

AND WHEREAS it has been decided that Bobby Hull and a number of other stars cannot play against Russia as they have signed the W.H.A. contract.

AND WHEREAS Mr. Clarence Campbell, the President of the N.H.L. decided that it would be in the best interest of the N.H.L. to not permit Bobby Hull and the others aforesaid stars to play on at least two grounds which perhaps are:

(a) Since 'Hull is a showpiece of the W.H.A. we are certainly not going to provide him with a sounding board from which to control the virtures of the W.H.A.'

(b) Insurance Reasons. WHEREAS it would be possible for Hockey Canada or the Canadian Government to provide Insurance.

AND WHEREAS it is unlikely that hockey fans will forget the above Bobby Hull whether he plays or doesn't play and perhaps his name and the others will be more publicized if they don't play by constant publicity to the fact that they are not playing and have been refused.

AND WHEREAS it is possible the N.H.L. and maybe the W.H.A. will lose fan support and suffer attendance loss and loss of goodwill and prestige if the Russian team is sucessful on this one occasion in defeating this Canadian Professional team or even tieing the said Canadian Team.

AND WHEREAS it is common desire for fans to desire to want to see the best and if Canada does not show well it might be that World Hockey in the future is considered the best and better than Canadian Hockey.

AND WHEREAS a great deal of Nationalism and Canadian pride can be created by a sound Canadian victory over a Communistic nation which has been very successful in world competiton.

AND WHEREAS a victory by Russia would greatly enchance Russia's position in the 'Cold War'.

AND WHEREAS the N.H.L. could slso lose by the attitude that they are taking.

BE IT RESOLVED:

(1) that Hockey Canada and the Canadian Government be petitioned to offer to provide insurance for all players on the aforesaid Canadian team;
(2) that each N.H.L. team be petitioned to attempt and permit Bobby Hull and the others aforesaid to play and attempt to beat the Russian team;
(3) that Clarence Campbell and Hockey Canada be also petitioned as aforesaid."

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee:

(339) From the Ministry of the Environment, Toronto, approving application for phosphorus removal studies at the Kingston Water Pollution Control Plant in the amount of $37,800 and requesting the clarification of certain costs.

To be Referred to the City of Kingston Planning Board:

(340) From Mr. Jack Morgan, 354 Weller Avenue, Kingston, an application for Official Plan Amendment for 354 Weller Avenue, Lot 1, Plan 450, from Industrial to Residential R3 as the diesel repair shop is located in a residential area at the present time and it is believed that the area should be re-zoned as a residential area so as to conform to the overall character of the neighbourhood.

(341) From Mr. Peter J. Radley, Solicitor for Mrs. M. A. Vallentogoed, notifying that an Ontario Municipal Board Hearing will take place into the application of Mrs. M. A. Vallentgoed, re Nursing Home, on September 13, 1972, at 10:00 A.M.

(342) From the following persons objecting to the Proposed Glenarden - Strathcona Subdivision:

(1) Mrs. J. G. Brooke,
173 Glengarry Road,
Kingston, Ontario.

(2) Mr. P. A. McLeod,
284 Avenue Road,
Kingston, Ontario.

(3) Mrs. Helen Whelan,
289 Avenue Road,
Kingston, Ontario.

(4) Mr. M. R. Whelan,
289 Avenue Road,
Kingston, Ontario.

(5) Mr. F. R. C. Clarke,
260 Indian Road,
Kingston, Ontario.

(6) Mrs. Martha C. Clarke,
260 Indian Road,
Kingston, Ontario.

(7) Mrs. H. Bennett,
312 Avenue Road,
Kingston, Ontario.

(8) Mrs. Phyllis A. Bellinger and
Mr. Avery G. Bellinger,
266 Indian Road,
Kingston, Ontario.

(9) Mr. T. A. C. Stock,
281 Indian Road,
Kingston, Ontario.

(10) Mr. Alex Mahoney,
285 Indian Road,
Kingston, Ontario.

(11) Mr. George A. Southall and
Mrs. Carol Southall,
169 Glengarry Road,
Kingston, Ontario.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board:

(343) From the following persons objecting to the Proposed Glenarden-Strathcona Subdivision:

(1) Mr. and Mrs. L. Burkley,
216 Indian Road,
Kingston, Ontario.

(2) Mr. C. R. Stapleton,
264 Indian Road,
Kingston, Ontario.

(3) Mr. K. Boesch,
310 Arrowhead Place,
Kingston, Ontario.

(4) Mr. and Mrs. D. Ferguson,
170 Indian Road,
Kingston, Ontario.

(5) Mr. and Mrs. P. Burra,
220 Indian Road,
Kingston, Ontario.

To be Referred to the City of Kingston Planning Board and the Finance and Accounts Committee:

(344) From Mr. and Mrs. Alfred Walker, 36 Pine Street, Kingston, objecting to the city amending the full taxes to $25.00 per unit for all Senior Citizens.

Which Has Been Referred to the City of Kingston Planning Board:

(345) From Mrs. Eva Sharp, 16 Pine Street, Kingston, objecting to the proposed Zion-Calvary Complex on Pine Street.

(346) From Mrs. Irene Mooney, 371 Division Street, Kingston, setting out reasons for objecting to the proposed Zion-Calvary Complex on Pine Street.

(347) From Mr. J. G. W. Sands, Q.C., Kingston, Solicitor for Traders Realty Limited an application to rezone Farm Lot 21, Concession 1, Regent Street from R-4 to "D" to correct present non-conforming use as parking area to serve the Commodore Motor Hotel as no other area is available for such a parking lot.

(348) From Mr. Brain Carney, Senior Planner, Official Plans Section, Plans Administration Branch, Department of Municipal Affairs, Toronto, enclosing the following comments that the Department of Municipal Affairs has forwarded to the Ontario Municipal Board in regard to the City of Kingston, Restricted Area Appeal, Limestone Homes Ltd. vs. City of Kingston:

> *"This by-law does not conform to the Official Plan Amendment 59. However, the applicant, Limestone Homes Ltd. requested the Minister to refer certain parts of the Official Plan which applied to this restricted area appeal. The Minister referred those parts of the Plan to the Ontario Municipal Board on August 5, 1971.*
>
> *Our comments on this appeal are the same as those contained in the report made by the Community Planning Branch and enclosed with the Minister's request for referral."*

(349) From Mr. Brian Carney, Senior Planner, Official Plans Section, Plans Administration Branch, Department of Municipal Affairs, Toronto, enclosing the following comments that the Department of Municipal Affairs has forwarded to the Ontario Municipal Board in regard to the City of Kingston, Restricted Area Appeal, J. B. Sampson vs. City of Kingston:

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board: (cont'd)

(349) (cont'd)

> *"This by-law does not conform to the Official Plan Amendment 59. However, the applicant, Mr. Sampson requested the Minister to refer portions of the official plan which applied to this restricted area appeal. The Minister referred those parts of the plan on August 10, 1971.*
>
> *Our comments on this restricted area appeal are the same as those contained in our report which was enclosed with the Minister's request for referral dated August 10, 1971."*

Which Has Been Referred to the Fire, Legislation and Housing Committee:

(350) From Mr, D. G. Newman and W. D. McKeough, Co-Chairmen, Provincial-Municipal Liaison Committee, The Treasurer of Ontario, Ministry of Treasury, Economics and Intergovernmental Affairs, concerning Construction Safety and Enforcement reporting on the agreed upon arrangements for carrying out construction safety inspection during the period in which the provincial-municipal Task Force on Safety Inspection is reviewing this matter.

(351) From the Hon. James A. C. Auld,Minister, Ministry of the Environment, Toronto, notifying of the presently extensive program by the Waste Management Branch to an effective solution to the abandoned automobile problem. The program involves seven teams of university students working in various areas of the Province, promoting this endeavour by:

(a) conducting a public relations campaign to make people aware of the problem and to promote the motto "Ontario - Keep it Beautiful";

(b) counting, indentifying and locating the number of derelict motor vehicles. This data is essential to determine the most efficient methods of collection and reclamation;

(c) attempting, through co-operative effort, to establish local sites where derelict motor vehicles can be collected for further handling, processing and eventual recycling into the industrial stream.

Also attached is a sample of the brochure distributed at every opportunity.

Which Has Been Referred to the Finance and Accounts Committee:

(352) From Mr. John D. Munroe, by his Solicitor, Mr. John B. Crouchman, giving Notice to The Council of the Corporation of the City of Kingston that Mr. Munroe, tenant of the Texaco Service Station at 913 Princess Street, desires an inquiry, pursuant to *The Expropriations Act*, into whether the taking of the lands of the service station for widening a portion of Princess Street as part of the Traffic Circle Removal Project is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority (The Corporation of the City of Kingston).

(353) From Canadian Tire Corporation, Limited, by its Solicitors, Blackwell, Law, Treadgold & Armstrong, Toronto, giving Notice to The Council of The Corporation of the City of Kingston that Canadian Tire Corporation Limited desires an inquiry, pursuant to *The Expropriations Act*, into whether the taking of a portion of their lands for widening Bath Road as part of the Traffic Circle Removal Project is fair, sound, and resonably necessary in the achievement of the objectives of the expropriating authority (The Corporation of The City of Kingston).

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee and the Police Commission:

(354) From Joan and Roger Boutilier a copy of a letter to the Editor of the Kingston Whig-Standard stating:

> *"Debate has been perking in several spacious minds of late it seems concerning the feasibility of employing the police force for purposes of traffic control; that is, producing unsolicited rain cheques to the county courthouse for an assorted collection of incompetent drivers. The main ingredient tossed into the sand by those who throw mudpies at this idea is, what else, Money.*
>
> *For auto buffs whose only exercise is fumbling for the garage key in the morning, traffic control no doubt seems like so much bubble gum in the sewer drain. However those of us who do not always walk on four wheels are not so inclined in our priorities -- which of course is the main issue. If traffic control is deemed necessary the money will be found.*
>
> *To those who make this discussion necessary we serve notice. It is time reckless motorists regained their humanity. Having nearly been clipped on a number of occasions while on walks and morning runs by irresponsible idiots who refuse to signal at turns, drive the wrong way on one way streets and/or fail to stop at red lights, one grow weary of lamentation. We urge the city to order its priorities to include pedestrians by increasing the use of its police force in the prosecution of driving offences. This will be a sufficient supplement; hopefully, to the efforts of public-minded citizens who are fed up with having their knees massaged by a pair of wheel discs and now intend to replenish their carrot supply with a view to reporting offending license plate numbers. We have humbly invested ourselves in this secret society."*

To be Filed:

(355) Decision of the Ontario Municipal Board, dated August 24, 1972, concerning Committee of Adjustment Appeal No. 576, by Mary Jane Keele, an application for consent to the conveyance of a parcel of land located at the rear of premises known municipally as 475 - 477 Princess Street granted by the Committee of Adjustment upon the condition that a concrete barrier be erected blocking all vehicular traffic to Colborne Street and stating that the appeal is allowed in part, the decision of the Committee of Adjustment set aside and the application for consent to the conveyance of the parcel of land is refused.

(356) Copy of a letter from Mr. W. L. Archer, Hughes, Archer & Cooper, Barristers and Solicitors, Toronto, to the Ontario Municipal Board stating:

> *"On behalf of the City of Kingston, we acknowledge your letter of August 9, 1972. As indicated in our previous correspondence the City of Kingston has approved of the terms of the revised Agreement and is prepared to execute the Agreement upon receiving an executed Agreement from Kingston Enterprises Limited which has been duly authorized and approved in accordance with the requirements set out in our letter of January 10, 1972.*
>
> *It appears that the difficulty with respect to completing this matter arises from a problem of the internal management of Kingston Enterprises Limited and not from the matter of the terms of the Agreement.*
>
> *Should the Board put the matter back on for hearing we would request that the Board require that any party raising any objection to the revised Agreement be requested to specify what clauses and what issues are in dispute so that these particular matters may be considerd by the Board.*

COMMUNICATIONS (cont'd)

To be Filed: (cont'd)

(356) (cont'd)

So far as the City of Kingston is concerned, the issue is simply a matter of obtaining an Agreement executed by officers of the Developer who have been duly authorized so to do on its behalf."

To be Referred to the City of Kingston Industrial Commission:

(357) From the Erie Economic Council, London, Ontario, requesting that their following resolution be endorsed:

"WHEREAS The Government of Ontario will cease financial assistance to the Erie Economic Council and the nine other Councils that cover the entire Province of Ontario as of January 1st, 1973.

THEREFORE BE IT RESOLVE:

THAT the Government of Ontario is requested by the Erie Economic Council to continue to pay the annual grant of $34,000 a year to each of the ten Economic Development Councils for the purpose of 'citizen participation' on a spatial basis, in each of the ten sub-provincial areas, provided that at least $10,000 is raised locally by each of the ten Councils.

And to continue to enact Bill 89 of the 4th Session, 27th Legislature Ontario, 1966 - An Act Respecting Regional Development Councils.

Also, the Erie Economic Council expresses its deep concern:

THAT the Ontario Government, by ceasing to pay the annual grant (as it has over the years -- in one case 19 years) is cutting itself off from advise and "feedback" on the sub-provincial spatial basis that money cannot buy; from a group of concerned citizens, working together, on a voluntary basis for orderly growth of the Province in the ten sub-provincial areas, and representing all sectors of society of the entire geographic area of Ontario, both private and public; rural and urban, educators and students.

THAT this new policy of the Ontario Government of ceasing to pay an annual grant, as of January 1st, 1973 is not in the interest of 'participatory democracy' as many citizens of Ontario will no longer have the opportunity to participate in meetings, seminars and conferences on a large spatial basis, as organized by the ten Economic Development Councils: or to receive the compiled information on their respective areas, that has helped to increase the awareness of the individual, enabling all citizens regardless of their occupation, role or location, to make wise decisions regarding orderly growth of their respective communities; in concert with Provincial Development, realizing 'mobility has changed their living space'."

To be Referred to the Parks, Recreation and Property Committee:

(358) From the City of Belleville requesting that their resolution be endorsed concerning Community Centres Grants and that the Council of the City of Belleville objects very strongly to the decision of the Government to pay grants only to municipalities having a apopulation of 25,000 persons or less and that the City at the present time have several applications for grants pending before the Department, noting that these projects were proceeded with in good faith with the understanding at the time that grants were available and in their view there is nothing in the Act as it is written to indicate that municipalities with populations of more than 25,000 persons were not eligible for grants, therefore the City Council respectfully request that favourable consideration be given to the applications for grants already filed, and also for those applications that will be filed on projects which are now underway, noting that these projects were undertaken with the assumption that grants would be available.

COMMUNICATIONS (cont'd)

To be Referred to the City of Kingston Planning Board:

(359) Copy of a letter from Mrs. Irene Mooney, Kingston, to the Ontario Municipal Board, stating:

> *"Received your letter of July 13, 1972. There seems to be some misunderstanding regarding Density Bylaw 7264 of the City of Kingston, where you stated that we can have a chance to object to Zion Calvary Complex once we received notice from the city.*
>
> *On behalf of the people in the area, we are not appealing the density bylaw. We all know this bylaw has been long needed in the north end of this city. What we are objecting to is this bylaw being passed by Council and later five applicants being exempted, Zion Calvary Complex being one of these.*
>
> *How do the residents in this area appeal this situation as we agree with the Density Bylaw being enforced?"*

To be Referred to the Fire, Legislation and Housing Committee:

(360) From the Attorney General, Parliament Buildings, Toronto, a copy of Bill 214, An Act Respecting Conflict of Interest of Members of Municipal Councils and Local Boards, which received first reading in the Legislature onJune 28, 1972, and also stating that Heads of Municipal Councils and Local Boards, as well as other concerned persons, are invited to make comments and suggestions to this office on this important piece of proposed legislation.

To be Referred to the Finance and Accounts Committee:

(361) From Shell Canada Limited, Oshawa, notifying that the Shell Canada Limited service station and property located at Princess and Clergy Streets in Kingston are upgrading their facilities and appearance commencing next week and they are concerned over the possibility of the downtown pedestrian mall being extended over a longer period of time and that since their business is vehicular rather than pedestrian oriented, such an extension could conceivably force them to reconsider their plans and requesting the following information:

(a) Will the mall become an annual event in its present form?

(b) Will the mall be expanded in time and/or distance and if so, for how long and how far up Princess Street?

(c) Is the City of Kingston considering any compensation for lost business that would result from such an expansion?

(362) From the City of Chatham requesting that their following resolution be endorsed:

> *"WHEREAS municipally owned property lying in another municipality is exempt from taxation by the municipality in which it is situated and,*
>
> *WHEREAS such property receives all of the services and benefits as made available to properties by the municipality in which it is situated and,*
>
> *WHEREAS such properties exist for the use and benefit of the ratepayers in an outlying municipality, and they serve no purpose for the ratepayers of the municipality in which they are situated and,*
>
> *WHEREAS some municipalities have become landlords on a large scale, and are leasing surplus premises to tenants who would otherwise occupy space in taxable property and,*
>
> *WHEREAS this results in unfair competition for taxpaying property owners and,*

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee: (cont'd)

(362) (cont'd)

WHEREAS in cases where the Province of Ontario is a tenant in such municipally owned property it pays no grant in lieu of taxes, although a grant is paid where the Ontario Government operates from property owned by it or by a private citizen and,

WHEREAS in such circumstances the municipality in which the property is situated receives neither taxes, nor grants in lieu of taxes and,

WHEREAS there is no justification and no equity in this procedure,

NOW THEREFORE BE IT RESOLVED that the Council of the City of Chatham request the Government of the Province of Ontario, to amend the legislation to provide for taxation of municipally owned property lying in another municipality, at least to the extent that such property exceeds the municipal requirements of the municipality which owns it, or to provide for grants in lieu of taxes where the Province of Ontario occupies municipally owned property and for taxation on the remaining municipally owned surplus property rented to other tenants."

Which Has Been Referred to the Public Works Committee:

(363) A copy of a letter from Mr. L. Bilow, 230 Mowat Avenue, Kingston, to Mr. Davidson, Regional Engineer, Ontario Waste, Kingston, concerning the feasibility of Lot 28, Concession 4 for a dumping site.

Which Has Been Referred to the Finance and Accounts Committee:

(364) From David T. Nesbitt, David M. Nesbitt Motors Limited, Nesbitt Cars Rental Limited, Robin Hood Van Lines Limited, David M. Nesbitt Realty Limited, by their Solicitor, Mr. D. G. Cunningham, giving Notice to The Council of the Corporation of the City of Kingston, that they desire an inquiry, pursuant to *The Expropriations Act,* into whether the taking of lands known as Part of Lot 22, Concession II in the City of Kingston, for the purpose of providing a new street lying to the North of Concession Street from Princess Street easterly to the east limit of the property of the Aluminum Company of Canada Limited, is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority (The Corporation of the City of Kingston).

(365) From David T. Nesbitt, David M. Nesbitt Motors Limited, Nesbitt Cars Rental Limited,Robin Hood Van Lines Limited, David M. Nesbitt Realty Limited, by their Solicitor, Mr. D. G. Cunningham, giving Notice to The Council of the Corporation of the City of Kingston that they desire an inquiry, pursuant to *The Expropriations Act,* into whether the taking of lands known as Part of Lot 21, Concession I, inthe City of Kingston, in the County of Frontenac, for the purpose of widening Princess Street, is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority (The Corporation of the City of Kingston).

(366) From Mr. H. Ganja, Director, Development Division, Headway Corporation Limited, notifying that in accordance with the Agreement concluded between Headway Corporation Limited and the Corporation of the City of Kingston they hereby undertake that through government grants and/or through Headway Corporation to make available to the Corporation of the City of Kingston at least $10,000. to be used in the purchase of park equipment and fixtures having the above retail value or for other park development for the park designated as Block "K" in the proposed subdivision north of Weller Avenue.

(Copy of letter distributed to all Members of Council.)
(See Clause 8, Report No. 91 Note on Sub Clause 1)

REPORTS

Alderman Vosper presented Report No. 85 of the Airport Committee as follows.

Moved by Alderman Vosper, Seconded by Alderman Keenleyside, That Report No. 85 of the Airport Committee be received and adopted.

REPORT NO. 85

To the Mayor and Members of Council. Kingston, July 25, 1972.

The Airport Committee reports and recommends as follows:

1. That a by-law be presented to Council to ratify the execution of an agreement with M. M. Dillon Limited for the preparationof plans and specifications for improvements to runway 0119 at Norman Rogers Airport to be constructed in two contracts as follows:

Contract A - The reconstruction of approximately 750 ft. of runway 0119 and the resurfacing of the balance of the runway (approximately 2200 ft.), Taxiway E, and aprons.

Contract B - New construction for the extension of runway 0119 from 2950 ft. to 4000 ft. and associated work of aprons, drainage and lighting.

The completion of the design of the preliminary and final designs will be on the basis of plans commenced by the Department of Transport and shall be satisfactory to the City of Kingston and the Toronto Regional Manager of Construction, Engineering and Architecture, of the Ministry of Transport.

The fees for this work shall be as follows:

Principals and Executive Engineers - $200 per 7½ hour day.

Staff Time - Payroll cost multiplied by a factor of 2.0

NOTE 1. Fees are estimated at $6,000. Disbursements to be at actual cost and it is estimated that they will not exceed $500.

NOTE 2. R. W. Goodwin, Regional Administrator, Canadian Air Transportation Administration Ontario, Department of Transport, has confirmed under date of July 31, 1972, as follows:

> "When a development program has been established for the Airport and the City has carried out approved work equal to the value of the airport (some $138,000.) that the Ministry will have $138,000 available in the contribution program for this year (ending March 31, 1973) to match that spent by the City.
>
> The Ministry will further reserve additional funds over and above the $138,000, providing monies are available for an extended approved program. The amount of further contributions can only be determined at a later date, when the time available to complete the projects and their total cost have been identified."

CARRIED

(See By-Law 21: No. 7464)

Respectfully submitted,

(signed) G. W. Vosper (CHAIRMAN)
J. L. Keenleyside
G. Speal
D. J. Travers

REPORTS (cont'd)

Alderman Keyes presented Report No. 86 of the Traffic and Streets Committee as follows.

Council consented to the amendment of Clause 7 by the insertion of the words "and Sir John A. Macdonald Blvd." after the words "Bath Road", for presentation to Council.

Moved by Alderman Keyes, Seconded by Alderman Vosper, That Report No. 86 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 86

To the Mayor and Members of Council. Kingston, August 22, 1972.

The Traffic and Streets Committee reports and recommends as follows:

1. That By-Laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

   (a) that a parking time limit of one hour be reinstated on the North side of Colborne Street from Clergy Street to 110 feet West of Clergy Street;

   (b) that a parking time limit of 15 minutes be reinstated on the South side of Colborne Street from 30 feet West of Barrie Street Westerly 25 feet;

   (c) that the street cleaning parking regulations on Colborne Street between Sydenham and Division Streets be deleted;

   (d) that stopping be prohibited on the North side of Brock Street from Napier Street Easterly 200 feet between the hours of 8:30 a.m. and 4:30 p.m. on school days only;

   (e) that the action taken to increase the parking meter rate on Sydenham Street between Princess Street and Queen Street from 5¢ per hour to 5¢ per half hour be approved and confirmed since new meters are now installed and since this is the rate on other side streets in this area of the City.

   (f) That parking be prohibited on both sides of Clergy Street between Queen and Ordnance Streets from 10:00 a.m. to 11:00 a.m. and from 2:00 p.m. to 3:00 p.m.

(See By-Law 18 & 19: No. 7461 & 7462) *CARRIED*

2. That a By-Law be presented to Council to amend By-Law No. 495 (Meter By-Law) to approve the removal of parking meters in connection with the relocation of the bus stop on Bagot Street as approved by Clause 2 of Report No. 76 of the 1972 Minutes of City Council.

(See By-Law 19: No. 7462) *CARRIED*

3. That a By-Law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to provide that notwithstanding the provisions of By-Law No. 10, the Queen's Orientation Committee be granted permission to erect three banners welcoming the "Frosh" to Queen's University in September, subject to approval of the Traffic and Streets Department for field location, design and wording.

(See By-Law 20: No. 7463) *CARRIED*

REPORTS (cont'd)

Report No. 86 - Traffic and Streets Committee: (cont'd)

4. That, as requested by the Kingston Jaycees, Patrick Street be closed on Monday, September 4, 1972, to permit them to hold their annual "Over the Hill Derby" on the Patrick Street hill.

CARRIED

5. That a By-Law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to ratify and confirm the action taken by the Traffic and Streets Committee under the delegated power of Council to grant permission to the Downtown Kingston Business Association to hold sidewalk sales on July 27, 28 and 29 and on August 10, 11 and 12, 1972.

CARRIED

6. That a By-Law be presented to Council to dedicate as part of Division Street the 10 foot wide strip of land on the West side of Division Street from Kirkpatrick Street Southerly 556 feet more or less.

(See By-Law 22: No. 7465)

CARRIED

7. That the account of the Public Utilities Commission in the amount of $373.42 for installation of a traffic light pole at the Southwest corner of Bath Road and Sir John A. Macdonald Blvd., be approved for payment.

CARRIED AS AMENDED

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
G. W. Vosper
E. J. Blaney
W. T. J. Cook
G. N. Speal

Alderman Timmins presented Report No. 87 of the Social Services Committee as follows.

Council consented to the addition of Clause 3 for presentation to Council.

Moved by Alderman Timmins, Seconded by Alderman McDougall, That Report No. 87 of the Social Services Committee be received and adopted clause by clause.

REPORT NO. 87

To the Mayor and Members of Council. Kingston, August 10, 1972.

The Social Services Committee reports and recommends as follows:

1. That fees at the Municipal Day Care Centre shall be determined by the Social Services Administrator on an individual basis based on the individual's budget, salary or salaries, living expense, debts etc. and shall not exceed $17.50 weekly per child.

NOTE: The fee schedule will be reviewed when the Day Care Centre has been in operation for a period of six months.

CARRIED

REPORTS (cont'd)

Report No. 87 - Social Services Committee: (cont'd)

2. That the following accounts for supplies and equipment for the Municipal Day Care Centre, Montreal and Railway Streets, which are subject to 100% subsidy from the Province, be approved for payment:

(1) Education Supply Co., Downsview, Ont., in the amount of $958.92, for cots, stacking tables, and educational supplies.

(2) Bad Boy Appliances & Furniture Limited, Kingston, in the amount of $1,232.70, for electrical appliances.

(3) Mills Office Suppliers Limited, Kingston, in the amount of $320.88, for supply and installation of shelving.

(4) Zomer and Sons Landscaping and Contracting Ltd., R.R.8, Kingston, Ontario, in the amount of $1,870.80, for landscaping.

(5) Joseph Abramsky & Sons Ltd., Kingston, in the amount of $325.50, for furniture.

(6) Andress Ltd., Kingston, in the amount of $425.42, for kitchen utensils.

(7) Simpsons-Sears Ltd., Kingston, in the amount of $647.28, for rugs and drapes.

CARRIED

3. That the account of Mills Office Suppliers Limited for supplies and equipment for the Municipal Day Care Centre, Montreal and Railway Streets, in the amount of $350.18 be approved for payment, it being noted that this account is subject to 100% subsidy from the Province.

CARRIED

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
J. Lorne McDougall
V. C. Brightman
K. W. Matthews
E. Watts

Alderman Speal presented Report No. 88 of the City of Kingston Planning Board as follows.

Moved by Alderman Speal, Seconded by Alderman Keyes, That Report No. 88 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 88

To the Mayor and Members of Council. Kingston, August 15, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Buy-Rite Gasoline Company Limited has requested an amendment to Zoning By-Law No. 3078 from R2 Residential to C2 Commercial in order to permit a gasoline bar to replace a service station and body shop destroyed by fire; and,

WHEREAS the applicant has also requested variances from the C2 regulations to permit the proposed building to be located within 21 ft. 5 in. and the gasoline pumps within 21 ft. 5 in. of the front property line whereas the by-law requires a setback of 50 feet; and,

REPORTS (cont'd)

Report No. 88 - City of Kingston Planning Board: (cont'd)

1. (cont'd)

WHEREAS a public meeting has been held on the application; and,

WHEREAS the proposal is in conformity with the Official Plan which designates the area Commercial; and,

WHEREAS the Board is of the opinion that the applicant has assembled sufficient land to enable satisfactory operation of a gas bar on the site and that such a use is appropriate for the site by reason of its location on Concession Street (a heavily travelled traffic street) and the proximity of other commercial uses in the area;

BE IT RESOLVED that By-Law No. 3078 be amended to provide that the property being Lots 315, 316, 317 and Part of Lot 318 of Registered Plan 137, City of Kingston, being an 0.23 more or less acre parcel of land on the northwest corner of Concession Street and Macdonnell Street be included in the C2 Commercial Zone to permit the operation of a gasoline bar and the construction of an attendant's building subject to the regulations of the C2 zone with the following exceptions:

(a) Minimum Front Yeard - 21.5 ft.

(b) Minimum Lot Depth - 75 ft.

(c) Minimum Ground Floor Area - 175 sq. ft.

AND BE IT FURTHER RESOLVED that the application be approved subject to the following conditions:

1. That the applicant sign a site plan agreement with the City.
2. That the existing buildings on the site be removed before the issuance of a building permit.

CARRIED

2. That C ouncil does hereby certify that By-Law No. 7446 "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Rezone N/W Corner of Concession and Macdonnell Streets from R2 to C2 to permit operation of a gasoline bar only)" is in conformity with the Official Plan approved and in force in the City of Kingston.

(See By-Laws 2 & 3: No. 7445 & 7446) *CARRIED*

3. That the following accounts be approved for payment it being noted that provision for these expenditures was included in the 1972 Planning Board Budget:

(1) Olivetti Canada Ltd. - Electric Typewriter - $446.25.

(2) G.B.F. Filing Systems Ltd. - Map Filing Cabinet - $1,274.70.

CARRIED

Respectfully submitted,

(signed) *G. N. Speal* (VICE-CHAIRMAN)
K. Keyes
E. V. Swain
G. W. Vosper

REPORTS (cont'd)

Alderman Webb presented Report No. 89 of the Public Works Committee as follows.

Council consented to the addition of Clauses 10 to 13 for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Blaney, That Report No. 89 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 89

To the Mayor and Members of Council. Kingston, August 21, 1972.

That the following action of the Public Works Committee under powers delegated by City Council, be confirmed:

1. That the tender of McGinnis and O'Connor Ltd., in the amount of $69,946.00, for the construction of deep strength asphalt on Princess St. from Division to Clergy St. and on Queen St. from Ontario to King St., be accepted being the lowest tender received, subject to the concurrence of the Ministry of Transportation and Communications.

   (See By-Law 23: No. 7466) *CARRIED*

2. That the following accounts be paid:

   W. R. McRae Co. Ltd. - $509.04 - Street cleaning brooms.
   K. Mulrooney Trucking Ltd. - $1,440.00 - dozer rental at City dump.
   W. J. McKendry and Sons Ltd. - $368.20 - sand and stone.
   Arkon Inc. - $400.05 - safety vests and flags.
   Standard Chemicals - $671.37 - anti freeze.
   Alton Hadley Ltd. - $420.86 - repair parts for equipment #213.
   McGinnis and O'Connor Ltd. - $1,299.73 - stone.
   Evans Turf Farms - $381.60 - nursery sod.
   Haldane Electric - $564.98 - electrical supplies for structural additions to City Yard building.
   Valley Contractors Equipment - $348.26 - repair parts for equipment #204.
   S.N. Kingston Building Supplies - $363.36 - rubber couplings and oakum.

   CARRIED

3. That the services of McAsphalt Engineering be retained for tests on new asphalt to be placed on various streets included in Contract 71/12W at estimated cost of $958.00, and that the expenditure be charged to the construction by-laws.

   CARRIED

4. That the Kingston and District United Fund be permitted to erect a temporary platform in front of the Odeon Theatre on Princess Street for use in connection with their Campaign "kick off" on Wednesday, September 27, 1972, and that traffic be restricted subject to the concurrence of the paving contractor.

   CARRIED

5. That the account of M. Smilsky Ltd., in the amount of $350.00 for the supply of nursery sod, be paid.

   CARRIED

6. That a by-law be presented to Council to appoint Mr. K. Alward, Cut Permit Technician, and Mr. P. Morrison, Sewer Technician, as Inspectors under The Trench Excavator's Protection Act.

   (See By-Law 24: No. 7467) *CARRIED*

REPORTS (cont'd)

Report No. 89 - Public Works Committee: (cont'd)

7. That the tender of F. G. Bezanson and Son Ltd., Odessa, for the supply of 10,000 c.y., more or less, of and for winter ice control purposes at a price of $2.00 per c.y., be accepted being the lowest tender received, such acceptance being subject to the prior determination as to the quality of the sand and the capability of the supplier to screen the pit material to the gradation requirements as stipulated in the Invitation to Tender.

CARRIED

8. That Foreman N. Bratt be permitted to take a city-owned truck home at night, including Saturdays and Sundays, during period of Bezanson supply of winter control sand, in order to make daily inspection of sand pit which is located in vicinity of his home 17 miles from Kingston.

CARRIED
(Ald. Timmins opposed.)

9. That the tender of Alex Lillis, 592 Division St., Kingston, for receiving and disposing of approximately 1,500,000 gallons of sewage sludge from the Sewage Treatment Plant at a price of 2.4 cents per gallon, be accepted for a period of one year, being the lowest tender received.

(See By-Law 25: No. 7468)

CARRIED

10. That the following accounts be paid:

Wilson and Cousins Co. Ltd.	$359.38	1 connecting rod for Marlow Pump.
Darlington Building Specialties	$524.63	110 l.f. of 6" and 10" sidewalk forms 78 pins.
Eldon Controls Ltd.	$310.40	1 Protex Air Meter, 1/4 c.f. with case.

CARRIED

11. That the tender of W. B.Bennett Paving and Materials Ltd., in the amount of $94,867.02, for the construction, reconstruction and resurfacing of pavements listed in the Invitation to Tender, be accepted being the lower tender received subject to the approval of the Ministry of Transportation and Communications.

(See By-Law 50: No. 7476)

CARRIED

12. That the tender of City Paving Co. Ltd.,in the amount of $88,179.94 for the construction and reconstruction of concrete sidewalks on the streets listed in the Invitation to Tender, be accepted being the lower tender received, subject to the approval of the Ministry of Transportation and Communications.

(See By-Law 51: No. 7477)

CARRIED
(Ald. Keenleyside, Ald. Travers and Ald. Webb opposed.)

13. That the offer of the Township of Portland Fire Department, in the amount of $400.00, for the six Sonar Mobile Radio Units which are no longer in use by the Public Works Department, be accepted.

CARRIED

Respectfully submitted,

(signed) *G. L. Webb* (CHAIRMAN)
E. J. Blaney
Tom. H. Hagerman
J. Lorne McDougall
E. Watts

REPORTS (cont'd)

Alderman Keenleyside presented Report No. 90 of the Parks, Recreation and Property Committee as follows.

Moved by ALderman Keenleyside, Seconded by Alderman Brightman, That Report No. 90 of the Parks, Recreation and Property Committee be received and adopted clause by clause.

REPORT NO. 90

To the Mayor and Mebers of Council. Kingston, August 23, 1972.

The Committee on Parks, Recreation and Property report and recommend as follows:

1. That the following accounts be paid:

Kingston Musicians' Union $1,941.00 - band concerts.
Spramotor Ltd. - $499.80 - 2 Jacobson 20" Comm. Rotary Mowers.
A. G. Spalding & Bros. of Canada Ltd. - $444.00 -
9 MRH Double Eagle Golf Sets
3 MLH Double Eagle Golf Sets
Central Tree Service - $405.00 - removal of stumps.
MacLachlan Lumber Co. - $466.89 - misc. supplies.
Triangle Plumbing & Heating Supply Ltd. - $404.25 -
1 104 gal. vertical pressure tank.
J. S. Electric Ltd. - $2,092.00 - installation of a
600 amp 120/208 volt service at Lake Ontario Park -
only quotation received.
Palmer Plumbing Supply Ltd. - $332.01 - supply of sewer pipe.
Gus Marker Block and Tile Ltd. - $391.35 - portable curbs.
Duke Lawn Equip. Ltd. - $1,916.25 - 1 84" National
Triplex mower - lowest tender received.
Frontenac Coach Lines Ltd. - $405.00 - Day Camp trips.

CARRIED

2. That the tender of Modern Moving Ltd., in the amount of $5,760.00, for the provision of all equipment, material, and labour for the removal and transportation of all furniture and appliances, equipment and supplies, from City Hall and to re-locate these at the various temporary locations, be accepted being the lowest tender received, subject to the tenderer providing evidence of insurance as called for in the tender documents.

CARRIED

Respectfully submitted,

(signed) *J. L. Keenleyside* (CHAIRMAN)
V. C. Brightman
T. A. Hagerman
G. N. Speal
G. W. Vosper

Alderman Travers presented Report No. 91 of the Fire, Legislation and Housing Committee as follows.

Moved by Alderman Travers, Seconded by Alderman Matthews, That Report No. 91 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 91

To the Mayor and Members of Council. Kingston, July 24, 1972.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

REPORTS (cont'd)

Report No. 91 - Fire, Legislation and Housing Committee: (cont'd)

July 24th, 1972.

1. That a by-law be presented to Council to amend By-Law No. 3795, "A By-Law to Regulate the Use of Land for Storing Used Motor Vehicles (For the Purpose of Wrecking or Dismantling or Salvaging Parts Thereof for Sale or Other Disposal)," by deleting Paragraph 1 and substituting therefor the following paragraph as Paragraph 1:

> "1. No land shall be used for the storage of used motor vehicles or parts of used motor vehicles for the purpose of wrecking or dismantling or salvaging parts thereof for sale or other disposal, for more than forty-eight hours unless the said vehicles or parts thereof are stored in an enclosed building, or unless a Junk Dealer's license or Second Hand Dealer's license has been issued by the City of Kingston for the property."

(See By-Law 4: No. 7447) *CARRIED*
(Ald. Keyes opposed.)

August 24, 1972.

2. That, as recommended by the Board of Commissioners of Police of the City of Kingston, a by-law be presented to Council to amend By-Law No. 7131, "A By-Law to Provide for the Licensing and Regulating of Public Halls," by deleting Paragraph 4(d) which reads as follows:

> "a certificate signed by the Chief of Police certifying that the operation of a hall in the location applied for is approved by him and that he is satisfied with the proposed use of the building or part thereof as a public hall, and with the proposed methods of operation."

(See By-Law 26: No. 7469) *CARRIED*

3. That by-laws be presented to Council to:

A. Amend By-Law No. 1556, "A By-Law to Provide for Paying an Annual Allowance to the Members of the Council of the Corporation of the City of Kingston," to provide that, effective January 1st, 1973, Aldermen of the City of Kingston shall be paid an annual allowance of Three Thousand Dollars ($3,000.00); and the Mayor of the City of Kingston shall be paid an annual allowance of Ten Thousand Dollars ($10,000.00), over and above any remuneration paid to him by the Public Utilities Commission and the Board of Police Commissioners;

(See By-Law 5: No. 7448) *CARRIED 11:4*
(Ald. Brightman, Ald. Matthews, Ald. Timmins and Ald. Webb opposed.)

- and -

B. Provide that, effective January 1st, 1973, non-elected members of the Parks, Recreation and Property Committee shall be paid an annual allowance of $300.00.

(See By-Law 52: No. 7478) *CARRIED 13:2*
(Ald. Matthews and Ald. Webb opposed.)

4. That, since the amendments to rezone the area in question under By-Law No. 3078 and the City's Official Plan have been approved by the Ontario Municipal Board, Council concur in the recommendation of the Board of Directions of Ontario Housing Corporation that the contract for the following units of rent-geared-to-income housing be awarded to Headway Corporation Limited, for construction on land located on the north side of Weller Avenue and Wiley Street:

REPORTS (cont'd)

Report No. 91 - Fire, Legislation and Housing Committee: (cont'd)

4. (cont'd)

Family Housing - 184 Units, consisting of sixteen 2-bedroom, one hundred and thirty 3-bedroom, and thirty-eight 4-bedroom units at a total estimated price, including land, of $2,947,740.00, with an average price of $16,020.; and

Senior Citizen Accommodation - fifty-two 1-bedroom units at a total estimated price, including land, of $530,040, with an average price of $10,200.; and further

That the 62 units of family housing which had been scheduled for construction on Guthrie Drive in Crestview Subdivision, also be constructed by Headway Corporation Limited at Weller Avenue and Wiley Street.

CARRIED 10:5
(Ald. Hagerman, Ald. Matthews, Ald. Speal, Ald. Timmins and Ald. Webb opposed.)

5. That, as recommended by the Housing Sub-Committee:

WHEREAS the proposed amendments to the National Housing Act are directed toward rehabilitation of the existing housing stock; and

WHEREAS the City of Kingston has a substantial but undetermined stock of older housing which appears to be suitable for rehabilitation; and

WHEREAS there is a shortage of vacant serviced land for home building in Kingston:

THEREFORE BE IT RESOLVED that an application be made to CentralMortgage and Housing Corporation for a grant to provide for a pilot study in Kingston devoted to the examination and assessment of the effect of the proposed amendments on rehabilitation on an actual situation.

CARRIED

6. WHEREAS it is desirable that any by-laws governing hours of work apply on an area wide basis, as is the general practice with other municipalities in Ontario, which could not be accomplished by any by-law passed by the City of Kingston; and

WHEREAS a restriction on the hours of operation of barber shops would deprive the residents of Kingston of services they now receive during certain evenings; and

WHEREAS all of the barbers in Kingston are not in agreement that a by-law restricting hours of work should be enacted; and

WHEREAS the Barbers' Association may apply for Regulations governing the barbering industry in Kingston under the provisions of The Industrial Standards Act:

THEREFORE BE IT RESOLVED that no action be taken on the petition presented at the meeting of City Council on June 12th, 1972, requesting that a by-law be enacted governing the hours and days of closing of the barber shops in Kingston.

(See Following Motion of Referral)

Moved by Alderman Blaney,
Seconded by Alderman Brightman,

That Clause 6 be referred back to the Fire, Legislation and Housing Committee.

CARRIED 11:4
(Ald. Cook and Ald. Speal opposed.)

REPORTS (cont'd)

Report No. 91 - Fire, Legislation and Housing Committee: (cont'd)

7. WHEREAS Clause 2, Report No. 73, 1972, stated:

> "That the appropriate question to change the election of Aldermen from election by Wards to election by general vote be placed on the ballot."

THAT, pursuant to the provisions of Section 28 of The Municipal Act, a by-law be presented to Council, for first reading only, to provide that Aldermen shall be elected by general vote.

NOTES: *(a) The proposed by-law must receive assent of electors before it can be passed by Council.*

(b) If the by-law receives the assent of the electors it is the duty of Council to pass the by-law within 6 weeks after the voting takes place.

(See By-Law 1: No. 7475)

CARRIED

8. That By-Law No. 6960, "A By-Law to Authorize the Execution of an Agreement with Headway Corporation Limited (Subdivision - North Side Weller Avenue)" be presented for second and third reading at the Council Meeting on August 28, 1972, and that on second reading the agreement be revised to conform to the agreement presented to the Fire, Legislation and Housing Committee on August 24, 1972, revised to include Public Utilities sections and revised note re park, it being noted that:

(1) Since the Chairman of the Ontario Municipal Board at the hearing on the approval of amending zoning by-law No. 6958 advised the City that it could not impose development conditions as a condition of approval for a zoning by-law and since the Minister, although requested to do so by the City, has not imposed the conditions concerning the construction of a day care centre, the grading and seeding of the park and the equiping of the park area and since the developer has refused to agree to the inclusion of these special conditions in the subdivision agreement and the City Solicitor has advised that the City has no legal authority to impose the foregoing conditions, they have not been included in the subdivision agreement.

NOTE: *Headway Corporation has in writing confirmed that Federal and Provincial assistance for the development of the eight acre park - Block K - which is obtained within two years by the City will amount to $10,000. or Headway Corporation will make up the difference.*

(2) The clauses concerning fire protection be revised as follows:

Present Wording

"Provision shall be made to allow fire Vehicles to approach to within 200 feet of any portion or part of each unit on a clear road width of 28 feet, where buildings do not exceed 2 storeys above the top of a foundation."

Revised Wording

"Where buildings do not exceed two storeys above the top of a foundation provision shall be made to allow fire vehicles to approach to within 200 feet of any portion or part of each unit at the developer's expense by means of:

REPORTS (cont'd)

Report No. 91 - Fire, Legislation and Housing Committee: (cont'd)

8. (cont'd)

(2) (cont'd)

(a) a 20 foot asphalt walkway from Compton Street to Wilson Street and two 20 foot stub asphalt walk extending northerly from this walk on the east and west sides of Block K for a distance of 150 feet. The walkway and the stub walks shall be capable of supporting the weight of a 20 ton vehicle and the two stub walks shall terminate in a 30 foot square paving area, also capable of supporting a 20 ton vehicle. The entances to the walkway at Compton Street and Wilson Street shall be blocked off by 'knockdown gates'

and

(b) by a fire lane access across the last three parking stalls in each of the parking lots in Block D to a 30 foot pad in the north/west section of Block D and a fire access lane to a 30' x 30' asphalt pad in the north/east section of Block D. These lanes will be designated as emergency fire access lanes so that the Fire Department will be able to remove any parked cars in case of emergency. The access lanes and asphalt pads must be capable of supporting the weight of a 20 ton vehicle."

Present Wording

"Buildings of three or more storeys shall be so designed as to permit access to within 25 feet of the entire front and rear of each unit on a clear road width of 28 feet."

Recommended Revision

"Buildings of three or more storeys shall be so located as to permit acess to within 25 feet of the entire frontage and rear of each unit on a yard width of 28 feet, such yard to be capable of supporting a 20 ton vehicle."

Present Wording

"A two hour fire wall from the base of the foundation to above roof level shall be provided at a distance of not more than 60 feet apart in each house unit or apartment building."

Recommended Revision

"The construction shall be in accordance with the 1970 National Building Code requirements for fire prevention."

(3) That the clause concerning the deeding of land for the Day Care Centre provides that in the event that Block E and EE, which Headway purchased fromthe Public Utilities Commission, are not used for a day care centre playground or public park they shall revert back to the Commission upon payment to the City of 4.57 cents per square foot.

(4) Instead of agreeing not to make application for a building permit for the apartments on Block B before commencing construction of the proposed shopping centre on Block A, the following revised wording has been substituted:

REPORTS (cont'd)

Report No. 91, - Fire, Legislation and Housing Committee: (cont'd)

8. (cont'd)

(4) (cont'd)

> "That the owner agrees to commence construction on the proposed shopping centre on Blocks A and AA before commencing construction of the apartments on Blocks B, BB, BBB and B-1."

(5) Since the Commissioner of Works has approved that the bulk of the inspection work being done under the supervision of approved engineers, instead of making a 5% deposit to cover City inspection work the subdivider will deposit $5,000. prior to the commencement of construction and further deposits of $5,000. as the money is exhausted for the payment of City and Public Utilities inspection costs, it being understood that the application of this section to the Commission is subject to the concurrence of the Commission.

(6) The present wording re Block F boundary is:

> "That the south boundary of Block F - Public Utilities Commission substation site - be delineated in a manner satisfactory to the Commission."

Recommended Revision

> "That the delineation of the south boundary of Block F be by the construction of a six foot high chain link aluminum fence along the south and west boundary of Block F at the subdivider's expense".

(7) The present wording restricting the application for building permits until the underground services and the base road has been constructed has been revised to permit the issuing of building permits when the sewer service charges have been paid on the understanding that there will be no occupancy of any of the dwelling units until the underground services have been accepted and the base road has been constructed.

(8) The Schedule E section dealing with the slope of the sewers has been revised to provide that, where justified in the opinion of the Commissioner of Works, the slope may be reduced from ¼" per lineal foot to 1/8" per lineal foot.

NOTE: Copy of revised Agreement dated August 24th, 1972, has been distributed to members of Council.

(See By-Laws 32 & 33: No. 6959 & 6960) *CARRIED 10:5*
(Ald. Hagerman, Ald. Matthews, Ald. Speal, Ald. Timmins and Ald. Webb opposed.)

9. That Ontario Housing Corporation be requested to provide snow removal on the fire lanes in the Headway Corporation Limited project at Weller Avenue and Wiley Street, to enable Fire Department vehicles to get within two hundred feet of all dwelling units.

CARRIED

REPORTS (cont'd)

Report No. 91 - Fire, Legislation and Housing Committee: (cont'd)

10. That a by-law be presented to Council to amend By-Law No. 41, "A By-Law Respecting the Polling Subdivisions of the City of Kingston," to amend Schedule "C" (metes and bounds description of polling subdivision boundaries), as follows:

(1) by deleting from the description for "Polling Subdivision - Sydenham Ward No. 2," the following words:

"...THENCE south-easterly along the centre line of Lower Union Street to the centre line of King Street; THENCE south-westerly along the centre line of King Street to the centre line of West Street;..."

and by substituting therefor the following words:

"...THENCE south-easterly along the centre line of Lower Union Street to the centre line of Ontario Street; THENCE south-westerly along the centre line of Ontario Street to the centre line of West Street;..."

(2) by deleting from the description for "Polling Subdivision - St. Lawrence Ward No. 2, "the following words:

"...THENCE north-westerly along the said projection and the centre line of Clarence Street to the centre line of Montreal Street;..."

and by substituting therefor the following words:

"...THENCE north-westerly along the said projection and the centre line of Clarence Street to the centre line of Brock Street; THENCE westerly along the centre line of Brock Street to the centre line of Montreal Street;..."

(3) by deleting from the description for "Polling Subdivision - St. Lawrence Ward No. 10," and "Polling Subdivision - St. Lawrence Ward No. 12," the following words:

"...THENCE easterly along the centre line of Bay Street and the projection thereof to the easterly limit of the City of Kingston;..."

and by substituting therefor the following words:

"...THENCE easterly along the centre line of Bay Street and the projection thereof to the northerly face of the LaSalle Causeway; THENCE easterly along the northerly face of the LaSalle Causeway to the easterly limit of the City of Kingston;..."

(4) by deleting from the description for "Polling Subdivision - Cataraqui Ward No. 11," the following words:

"...THENCE northerly along the centre line of Division Street to the centre line of Weller Avenue;..."

and by substituting therefor the following words:

"...THENCE northerly along the centre line of Division Street to the point where the centre line of Weller Avenue Place projected easterly intersects the centre line of Division Street; THENCE easterly along the said projection and the centre line of Weller Avenue Place to the centre line of Weller Avenue;..."

REPORTS (cont'd)

Report No. 91 - Fire, Legislation and Housing Committee: (cont'd)

10. (cont'd)

(5) by deleting from the description for "Polling Subdivision - Cataraqui Ward No. 14," the following words:

> "...THENCE southerly along the centre line of Division Street to the centre line of Weller Avenue;..."

and by substituting therefor the following words:

> "...THENCE southerly along the centre line of Division Street to the point where the centre line of Weller Avenue Place projected easterly intersects the centre line of Division Street; THENCE easterly along the said projection and the centre line of Weller Avenue Place to the centre line of Weller Avenue;..."

(6) by deleting from the description for "Polling Subdivision - Victoria Ward No. 14," and "Polling Subdivision - Victoria Ward No. 15," the following words:

> "...THENCE westerly, northerly and westerly along the centre line of Barclay Road to the centre line of Queen Mary Road;..."

and by substituting therefor the following words:

> "...THENCE westerly along the centre line of Barclay Road to the centre line of Campbell Crescent; THENCE northerly and westerly along the centre line of Campbell Crescent to the centre line of Queen Mary Road;..."

(See By-Law 6: No. 7449) *CARRIED*

11. That the following schedule of fees and rates for the 1972 election, as provided for in the 1972 budget, be confirmed and approved:

Officials	Fee
D.R.O.	$30.00
Poll Clerk	$20.00
Election Assistant	$15.00
Constables:	
School Caretakers	$ 6.00 plus overtime
Others	$15.00
D.R.O. - Advance Poll	$60.00
Poll Clerk - Advance Poll	$40.00

Polling Places:	Rate
Homes and Halls	
- 1 Poll	$15.00
- each Additional Poll	$ 5.00
Schools & Public Buildings	
- each Poll	$ 5.00
Advance Poll	$25.00 per day

CARRIED

12. That, as recommended by the Public Works Committee, as requested by the subdivider, a by-law be presented to Council to amend the Agreement with August A. Marker attached as Schedule "A" to By-Law No. 6736, to:

(a) delete concrete pavements and substitute therefor asphalt pavements, in accordance with City specifications; and

(b) raise initial road elevations to improve lot grading in accordance with the following drawings:

REPORTS (cont'd)

Report No. 91 - Fire, Legislation and Housing Committee: (cont'd)

12. (cont'd)

A0535A - revised April 5, 1972.
A535-1 - revised April 11, 1972.
A535-2 - revised April 5, 1972.
A535-3 - revised April 5, 1972.
A535-4 - revised April 11, 1972.
A535-5 - revised April 10, 1972.
A535-6 - revised April 11, 1972.

(See By-Law 7: No. 7450) *CARRIED*

13. That, as requested by the Kingston Symphony Association, the week of September 18th to September 24th, 1972, be proclaimed as "Kingston Symphony Week" in the City of Kingston.

CARRIED

Respectfully submitted,

(signed) D. J. Travers (CHAIRMAN)
W. T. J. Cook
T. A. Hagerman
E. Watts

Alderman Webb presented Report No. 92 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clause 31, as amended, and Clause 32 for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Timmins, That Report No. 92 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 92

To the Mayor and Members of Council. Kingston, August 17, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That the congratulations of Council be extended to Alderman K. A. Keyes on receiving his Master of Education degree.

CARRIED

August 23, 1972.

2. That the following resolution of the City of London be endorsed:

"That the Retail Sales Tax Branch of the Department of Revenue for Ontario be advised that the City of London objects to the Branch's procedures of taking no actions to collect retail sales tax arrears from businesses until the City has taken action to distrain for arrears of municipal taxes following which the Branch proceeds to seize the money which the City has recovered;

That the City protest to the Minister of Revenue that, in the event the City distrains and the Sales Tax Branch does not, then the cost of distraining should be a first charge against the amount covered and the balance should be split on a 50-50 basis, and that the Honourable Minister be advised that failing such an arrangement, the City proposes to take no action whatsoever and will leave the matter entirely to the Sales Tax Branch unless the estimated recovery from the distraining and sale of assets is

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

2. (cont'd)

sufficient to cover the sales tax arrears and to leave a balance in the City's favour; it being pointed out that in approximately five successive incidences where the City has exercised its right of distraint for unpaid taxes, the Department of Revenue has, without any prior notice, waited until the goods have been sold and turned into money in the bailiff's hands and then forwarded a demand to the bailiff for all of the proceeds less the bailiff's costs and the bailiff therefore is unable to comply with the instructions of his principal as directed by the Legislation under which he is licensed."

CARRIED

3. That, as requested by the Association of Municipalities of Ontario, payment be made to them in the amount of $441.38, being a contribution of 3/4 of a cent per capita, to assist in payment of costs incurred for their representation, through Mr. W. B. Williston, Q.C., as intervenor at the Telecommunications Committee of the Canadian Transport Commission Hearings, which were held in Ottawa from March 1st to March 31st, 1972, dealing with the application of Bell Canada for an increase in user rates to provide $78.1 million in additional annual revenues.

CARRIED
(Ald. McDougall abstained from voting because of conflict of interest.)

4. That Alderman K. A. Keyes, Chairman of the Traffic and Streets Committee and Mr. K. G. Linseman, Traffic and Streets and Parking Authority Administrator, be appointed as the City's representatives on the Queen's University and Kingston General Hospital "Parking Authority" which is to be responsible for the operation of the parking garage for the Health Sciences Centre.

CARRIED

5. That Alderman J. L. Keenleyside and Alderman D. G. Timmins be appointed to the City of Kingston Archives and Records Committee.

CARRIED

6. That the account of Hardtman and Martin, City Solicitors, in the amount of $700.00 for legal counsel in the matter of the City's application for an order approving City Hall renovations, at the Ontario Municipal Board Hearing held on July 12th and July 13th, 1972, be approved for payment.

CARRIED

7. That, as recommended by the Commissioner of Industries, Council's thanks and appreciation be expressed to the E. L. Ruddy Co. for their generosity in updating and having freshly painted the two Industrial Commission poster panels located at the C.N.R. Station on Montreal Street and on Ontario Street, west of the LaSalle Causeway.

CARRIED

8. WHEREAS noise pollution caused by the squealing of tires on high powered motor vehicles has become an annoyance and even hazardous to the health of citizens;

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

8. (cont'd)

AND WHEREAS, although the Police Department is strictly enforcing existing traffic by-laws, it is noted by the Police Commission that until the Provincial Legislature authorizes municipalities to use decibel meters to enforce anti-noise by-laws, it is almost impossible to obtain evidence that will lead to a conviction;

THEREFORE BE IT RESOLVED that the Provincial Legislature be requested to expedite passing of the Noise Pollution Control Act, 1972, which is an act to establish a means of regulating, controlling and prohibiting excess noise in the surrounding environment, and which received first reading in the Legislative Assembly on April 10th, 1972.

CARRIED

9. WHEREAS many of the Local Initiative Program grants issued for projects in some communities have questionable or insignificant value to those communities; and

WHEREAS very little research in determining the need for many of these projects is apparently carried out; and

WHEREAS little or no supervision is subsequently carried out to insure the success of said projects; and

WHEREAS many of these projects are so set up as to overlap or repeat social and community work being conducted in said communities by already established organizations:

THEREFORE the Council of the Corporation of the City of Kingston respectfully requests the Department of the Secretary of State to require his department in future to consult with the heads of municipalities to determine the worth and need of such projects.

(See Following Motion of Amendment)

Moved by Alderman Speal,
Seconded by Alderman Hagerman,

That the Whereas clauses be removed.

(See Following Motion of Referral)

Moved by Alderman Keyes,
Seconded by Alderman Speal,

That Clause 9, Report No. 92, be referred back to the Committee.

CARRIED

10. That a by-law be presented to Council to authorize the purchase of 2,551 square feet of land for widening a portion of the south side of Princess Street in connection with the Traffic Circle Project from Doc Myles Tire and Service Centre Limited, being Part of Farm Lot 20, Concession 2, City of Kingston, designated as PART 2 on Reference PLAN 13R-340, for the sum of $7,650.00 (the appraised value of the land).

CARRIED

(See By-Law 8: No. 7451) *(Ald. Hagerman opposed.)*

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

11. WHEREAS notification has been received from Canadian Tire Corporation Limited requesting an Inquiry into whether the taking of a portion of their land, designated as PARTS 1 and 2, Plan 13R-334, for the purpose of widening a portion of the Bath Road is fair, sound and reasonably necessary in the achievement of the objectives of the Corporation of the City of Kingston:

THAT, pursuant to Section 7(3) of The Expropriations Act, the request be referred to the Chief Inquiry Officer.

(Note: Chief Inquiry Officer (Toronto), will then appoint an Inquiry Officer of his Department, who will notify the parties when the Inquiry is to be held.)

CARRIED

12. That a by-law be presented to Council to authorize the purchase of 941 square feet of land for widening a portion of the south side of Princess Street in connection with the Traffic Circle Project from Firestone Tire and Rubber Company of Canada Limited, being Part of Farm Lot 21, Concession I, designated as PART 2 on Reference PLAN 13R-335, for the sum of $4,020.00, being

Land (at appraised value)	$3,760.00
Allowance for asphalt paving on land required for widening	$ 260.00

- and -

on the understanding that there will be a depressed entrance leading to the Firestone Store at 900 Princess Street over the curb, gutter and sidewalk from the west limit of the City's property, to the west of the Firestone Store, easterly 65 feet.

(See By-Law 9: No. 7452)

CARRIED

13. WHEREAS notification has been received from Mr. John D. Munro, Tenant, Texaco Service Station, 913 Princess Street, requesting an Inquiry into whether the taking of the land of Regent Refining (Canada) Limited, designated as PARTS 8 and 9, Plan 13R-335, for the purpose of widening a portion of Princess Street is fair, sound and reasonably necessary in the achievement of the objectives of the Corporation of the City of Kingston;

THAT, pursuant to Section 7(3) of The Expropriations Act, the request be referred to the Chief Inquiry Officer.

(Note: Chief Inquiry Officer (Toronto) will then appoint an Inquiry Officer of his Department who will notify the parties when the Inquiry is to be held.)

CARRIED

14. That, as requested by the Public Utilities Commission of the City of Kingston, permission be granted to charge the costs of the following watermains in the amount of $14,800.00., to the Special Reserve Fund, it being noted that the original Commission's Water Department Capital Budget for 1972 included a total of $10,000.00 to be charged to the Special Reserve Fund which upon receiving estimates resulted in an increase of $4,800.00:

	Original Est.	New Est.	Increase
Emily St. Water Services	$5,000.00	$9,350.00	$4,350.00
Grenville Park Cres. 8" Watermain	5,000.00	5,450.00	450.00
	$10,000.00	$14,800.00	$4,800.00

CARRIED

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

15. That, as recommended by the City of Kingston Planning Board, the following budget appropriation amendment be approved:

	Increase	Decrease
PLANNING & ZONING - Data Accumulations	-	$450.00
URBAN RENEWAL - Architectural Conservation	$450.00	

(Note: Salary for temporary employee re descriptions of buildings of historical or architectural significance.)

CARRIED

16. That, as recommended by the Rideaucrest Home Committee, the following budget appropriation amendment be approved to provide balance of funds required for retubing the Heating Boiler at Rideaucrest Home:

	Increase
REVENUE	$289.00
EXPENDITURES - Replacement of Furnishings & Equipment	$289.00

CARRIED

17. That the account of Mr. George Dalton, Appraiser, in the amount of $605.37, for submitting Statement of Opinion on the market value of the property north of Elliot Avenue between the C.N.R. tracks and the Cataraqui River to the marsh, and the 66' road allowance through the property from Elliot Avenue to the marsh, be approved for payment.

CARRIED

18. That the account of Mr. W. E. Webster, Appraiser, in the amount of $883.03, for appraisal on the loss of market value sustained by reason of widening of the Bath Road to the Kingston Auto Exchange property, be approved for payment.

CARRIED

19. That the account of Fort Frontenac Officers' Mess in the amount of $671.50 for Montreal Olympic Committee buffet on August 9th, 1972, be approved for payment.

CARRIED

20. That, as recommended by the Public Works Committee:

A. The Ontario Municipal Board ruling to reduce to 20% the owners' share of cost for construction of asphalt pavement in Portsmouth Avenue from King Street to Johnson Street, be protested, for the following reasons:

(i) property owners residing on other Collector Streets have been assessed for road construction on the basis of 60/40 cost apportionment; and

(ii) the Traffic and Streets Committee has not agreed that the upgrading of the street will increase traffic volume to warrant reclassification as an Arterial:

- and -

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

20. (cont'd)

B. construction of the asphalt pavement with curb, gutter and boulevard, in Portsmouth Avenue from King Street to Johnson Street, including an entrance, intersection improvements at King Street and at Johnson Street, under the provisions of Section 8 of The Local Improvement Act, be withdrawn from the 1972 Capital Works Projects.

CARRIED

(Ald. Keyes, Ald. Matthews and Mayor Swain opposed.)

21. That, as recommended by the Public Works Committee, since the construction of the storm sewer on Division Street from Kirkpatrick Street to 26' south of Day Street terminated 34 feet south of Day Street, a by-law be presented to Council to amend By-Law No. 6836, as amended by By-Law No. 7146, to:

(a) amend the description to read as follows:

"A By-Law to Authorize the Construction of an 18" Storm Sewer in Division Street from Kirkpatrick Street to 34 Feet South of Day Street at an Estimated cost of $24,102.45 under the Provisions of Section 8 of The Local Improvement Act,", and

(b) revise the actual costs as follows:

	Previous Costs By-Law No. 7146	Revised Costs
Total est. cost	$28,507.36	$24,102.45
Owners' Share	2,793.30	2,745.30
Corp'n's Share	12,857.03	12,200.51
M.T.C. Subsidy	12,857.03	9,156.64
Debenture Amount	15,650.33	14,945.81

(See By-Law 10: No. 7453) *CARRIED*

22. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of a Supplementary Agreement with the Department of National Defence, containing additional clauses 19 and 20 to the original agreement, as follows:

"19. The Minister covenants and agrees with the City to pay the first instalment in the amount of Fourteen Thousand, Three Hundred and Twenty-two Dollars ($14,322.00) upon the execution of this agreement, the second instalment of Twenty-Four Thousand, Five Hundred Dollars ($24,500.00) being payable upon proof by the City in the form of a certificate from the architect or engineer in charge of the projects that the improvements listed in Schedule "A" to this agreement have been completed.

20. The City covenants and agrees to indemnify and save harmless Her Majesty, Her Officers, servants, agents and employees and members of Her Majesty's armed forces, Her or their heirs, executors, administrators, successors and assigns, or any of them, from all claims, demands, actions and causes of action whatsoever arising out of or in any way attributable to the use of the monies paid to the City by the Crown under the terms of this agreement as hereinbefore provided."

(See By-Law 27; No. 7470) *CARRIED*

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

23. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

(A) amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows

	Increase	Decrease
LOCAL IMPROVEMENTS Storm Sewer Separation - Area "A", Phase I (leaves balance of $408,932.00)	-	$1,335.00
- Weller, Existing N. to Ford (increases appropriation to $9,335.00)	$1,335.00	-

(See By-Law 28: No. 7471)

(B) authorize the construction of a storm sewer in Weller Avenue, Ford Street Easterly 196' at an estimated cost of $17,700.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$ 969.00	$ 969.00
Corporation's Share	8,365.50	8,365.50
M.T.C. Subsidy	8,365.50	-
Total	$17,700.00	$9,334.50

(See By-Law 11: No. 7454)

CARRIED

24. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

(A) amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)", to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS Sanitary Sewers - Alfred - North of Mack (leaves balance of $Nil	-	$7,000.00
-Alfred - Concession Northerly (leaves balance of $33,500.00	-	500.00
-Montreal - at City Limits (increases approp. to $22,500.00)	$7,500.00	-

(See By-Law 28: No. 7471)

- and -

(B) to authorize the construction of a sanitary sewer in Montreal Street on the west side from 154' north of unopened street RP 368 southerly 605' and non-abutting equally benefited frontage from 758' north of unopended street RP 368 northerly 75' at an

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

24. (cont'd)

(B) (cont'd)

estimated cost of $22,500.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$13,631.08	$13,631.08
Corporation's Share	8,868.92	8,868.92
Total	$22,500.00	$22,500.00

(See By-Law 12: No. 7455)

CARRIED

25. That, as recommended by the Public Works Committee and as concurred in by the Traffic and Streets Committee, by-laws be presented to Council to:

(A) amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Traffic and Streets Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS Street Lighting		
-McMahon to McMichael (leaves balance of $2,876.00)	-	$124.00
-Mohawk Place, Portsmouth Ave. to Indian Road (increases appro. to $3,124.00)	$124.00	-

(See By-Law 28: No. 7471) - and -

(B) to authorize the installation of street lighting on Mohawk Place from Portsmouth Avenue to Indian Road, at an estimated cost of $3,124.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$2,299.00	$2,299.00
Corporation's Share	825.00	825.00
Total	$3,124.00	$3,124.00

(See By-Law 13: No. 7456)

CARRIED

26. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

(A) amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the following internal transfer of Public Works Committee appropriations:

	Increase	Decrease
LOCAL IMPROVEMENTS -Road Reconstruction		
-Barrie, Princess to Brock (leaves balance of $9,377.00)	-	$1,123.00

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

26. (cont'd) (A) (cont'd)

	Increase	Decrease
LOCAL IMPROVEMENTS (cont'd) -Road Reconstruction (cont'd)		
- King, Clarence to Johnson (increase approp. to $8,823.)	$1,123.00	-

- and -

(See By-Law 28: No. 7471)

(B) to authorize the construction of the following pavements under the provisions of Section 12 of The Local Improvement Act:

(1) Brock Street, from Bagot Street to 11 Feet East of Sydenham Street

Owners' Share	$ 1,569.39
Corporation's Share	17,960.31
M.T.C. Subsidy	17,960.30
Total estimated cost	$ 37,490.00
Debenture Amount	$ 19,529.70

(Note: There is provisions of $21,500. in the Capital Budget for this work.)

(2) King Street, from Johnson to Clarence Streets

Owners' Share	$ 1,826.06
Corporation's Share	6,996.47
M.T.C. Subsidy	6,996.47
Total estimated cost	$ 15,819.00
Debenture Amount	$ 8,822.53

(See By-Law 14: No. 7457) *CARRIED*

27. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

(A) amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the following internal transfer of Public Works Committee appropriations:

	Increase	Decrease
LOCAL IMPROVEMENTS Sidewalks - New Construction - Concrete		
- Weller S/S - Division E. to Existing (leaves balance of $18,050.)	-	$750.00
- Portsmouth W/S - King to Mary (Increase approp. to $9,950.)	$750.00	-

(See By-Law 28: No. 7471) - and -

(B) to authorize the construction of a concrete sidewalk in Portsmouth Avenue, from King Street northerly 1015 feet, at an estimated cost of $9,950.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

27. (cont'd)

(B) (cont'd)

	Cost	Debenture
Owners' Share	$8,986.89	$8,986.89
Corporation's Share	963.11	963.11
Debenture Amount	$9,950.00	$9,950.00

(See By-Law 16: No. 7459) *CARRIED*

28. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the following sidewalks, at an estimated cost of $21,620.00, under Section 12 of The Local Improvement Act, as follows:

Street	Side	From
Clergy	West	Brock to Johnson
Johnson	North	Clergy westerly 2'
Brock	South	Clergy westerly 31.5'
James	South	112' west of Rideau westerly 169'
Princess	South	71' east of King, easterly 159.3'
Princess	South	2.5' east of Kingston, easterly 68.5'
Johnson	North	Victoria westerly 90'
Victoria	West	Johnson northerly 7.5'
Montreal	East	9' north of Queen, northerly 166.5'
Division	East	3' north of Johnson northerly 30' and 48.3' north of Johnson northerly 55'
Union	South	193.5' east of University easterly 332'
Clarence	South	1.5' west of Ontario westerly 135.7'

	Cost	Debenture
Owner's Share	$ 8,883.00	$ 8,883.00
Corporation's Share	12,051.76	12,051.76
M.T.C. Subsidy	685.24	-
Total	$21,620.00	$20,934.76

(Note: There is provisions of $40,000.00 for reconstruction of concrete sidewalks in the Capital Budget.)

(See By-Law 15: No. 7458) *CARRIED*

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

29. That, as recommended by the Parks, Recreation and Property Committee, the following budget appropriation amendment be approved to provide funds for surveying land adjoining the municipal golf course:

	Increase
LAKE ONTARIO PARK	
REVENUE	
- Miscellaneous	$300.00
PARKS DEPARTMENT	
- Parks Survey	$300.00

CARRIED

30. That Mrs. Dorothy Geiger be appointed a member of the City of Kingston Planning Board, for a term expiring December 31st, 1973.

CARRIED
(Ald. Vosper opposed.)

31. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

(A) amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
Road Reconstruction		
- Barrie, Princess to Brock (leaves balance of Nil)	-	$9,377.00
- King, Princess to Queen (leaves balance of $3,255.00)	-	$5,245.00
		$14,622.00
New Construction		
- Lappan's Lane - Counter St. to P.U.C. (increases $14,622.00 appropriation to $27,622.00)		

(See By-Law 28: No. 7471)

- and -

(B) since a sufficiently signed petition has been received, to authorize the construction of asphalt pavement with shoulders on Lappan's Lane, from Counter Street to the north limit of the Public Utilities Commission Service Centre, at an estimated cost of $34,121.13, under the provisions of Section 7 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$17,059.03	$17,059.03
Corporation's Share	10,562.10	10,562.10
P.U.C. contribution	6,500.00	-
Total estimated cost	$34,121.13	$27,621.13

(See By-Law 17: No. 7460)

CARRIED

REPORTS (cont'd)

Report No. 92 - Finance and Accounts Committee: (cont'd)

32. WHEREAS notification has been received from:

David M. Nesbitt Realty Limited,
David T. Nesbitt,
David M. Nesbitt Motors Limited,
Nesbitt Car Rental Limited, and
Robin Hood Van Lines Limited

requesting an Inquiry into whether the taking of portions of their lands, being part of Lot 21, Concession I, designated as PART 7, Plan 13R-335, for the purpose of widening a portion of Princess Street, and part of Lot 22, Concession II, designated as PART 4, Plan 13R-336, for the purpose of providing a new street lying to the north of Concession Street from Princess Street eastly to the east limit of the property of the Aluminum Company of Canada Limited, is fair, sound and reasonably necessary in the achievement of the objectives of The Corporation of the City of Kingston;

THAT, pursuant to Section 7(3) of The Expropriations Act, the request be referred to the Chief Inquiry Officer.

CARRIED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
G. L. Webb
J. L. Keenleyside
K. Keyes
D. G. Timmins
D. J. Travers

UNFINISHED BUSINESS

Mayor Swain said that he had been asked by Mr. Hamilton, Manager of the Chamber of Commerce, to check on the number of Aldermen who would be attending the Chamber of Commerce function of August 29th. By a show of hands it was noted that twelve Aldermen, plus Mayor Swain, would be attending.

Alderman Keenleyside said that he would like to remind the Aldermen of the official opening of the Golf Course on August 30, 1972, at 7:00 p.m. Invitations had been extended to the original sponsors of the recreational project.

Alderman Keenleyside said that he had received a number of telephone calls about the electric rate increases and he wondered if the Public Utilities Commission was planning to hold a public meeting to explain the changes.

Mayor Swain replied that he would raise this suggestion at the next Commission meeting. Anyone could telephone the Commission office for this information.

Alderman Keenleyside said that Mr. J. Bennett commented about a lack of Airport Planning. As far back as 1959 J. Howard Richards had prepared a report on the development of the Airport.

Alderman Speal said that representatives of the Public Utilities Commission would be attending the next Traffic and Streets meeting to explain the rate increases that affect street lighting.

Alderman Speal said that he had attended a Civic Banquet for the Kingston Fire Chiefs Association. He was proud to hear so many favourable comments on Kingston's hospitality and the fine organizing job that had been done and that Fire Chief Gibson and his group were to be complimented.

Alderman Watts said that Alderman Speal represented Mayor Swain in a capable manner at the Fire Chief's Banquet.

UNFINISHED BUSINESS (cont'd)

Alderman Watts said that he would like the Traffic and Streets Committee to review the crossing situation on the Bath Road in the area of the Bowling Green Apartments. There was only one crossing guard in the area and the Committee should consider extending the fence on the south side of the Bath Road to insure that the children crossed where the guard was located. Signs in the area could also be improved.

Alderman Keyes expressed his thanks for the resolution of congratulations to him on receiving his Master of Education Degree. He also expressed appreciation to Alderman Speal for looking after complaints from Victoria Ward while he was absent from the City and to Alderman Vosper who had looked after the Traffic and Streets Committee work.

Alderman Hagerman said that he was receiving complaints about the parking regulations on Adelaide Street. The residents would like to see alternate side parking instituted.

Alderman Hagerman said that he was opposed to the density in the Headway Project north of Weller Avenue. Public Housing should be spread around. He doubted if the schools had places for the extra children.

Alderman Matthews said that he was annoyed that the developer would appear before the Planning Board on a number of occasions and only after he had acceptance of his proposals had he let it be known that he would not build a Day Care Centre or seed,or equip the park area in return for the increased density he should agree to do these things.

Alderman Timmins said when voting on the clauses relating to the Headway Project no one should worry about being sent to jail for not carrying out the directive of the Ontario Municipal Board.

Alderman Matthews said that the City now had more houses than it needed. It was not fair to put so many units of Public Housing in the Weller Avenue area.

Alderman Timmins referred to Clause 8 of Report No. 91, and said that Members of Council should not have to be a"rubber stamp" for the Ontario Municipal Board nor the Board of Education or the Police Commission.

Alderman Blaney said that as a landlord from personal experiences he did know of the need for more reasonably priced housing. A few years ago he had difficulty in renting some of his property but the last time he had inserted "for rent" advertisement in the local paper he was swamped with telephone calls.

In reply to a question from Alderman Webb, Mayor Swain said that he had received no information from the Honourable S. Apps, M.L.A., concerning a report on the Wolfe Island ferry route. He would follow this up.

Alderman Webb said that he was originally lukewarm about the Olympic Sailing Event coming to Kingston. After seeing some of the Munich Olympic events on television he believed that people participation for hosting the event was important.

It was also important that Mayor Swain be present at the Olympics to represent the City.

Mayor Swain said that he had considered that it was important for the Mayor to be present during the Official Olympic Sailing event at Kiel. There will be a ceremony at Munich and one at Kiel when the flag of the '76' hosting municipality is raised. There will be no one present at either of these ceremonies who officially represent the City. However, the last trip to Kiel had involved additional expenses for the three persons who represented the City, over and above the travelling allowance. The citizens should not expect the Mayor to represent them at personal expense.

UNFINISHED BUSINESS (cont'd)

Alderman Webb said that he had not intended to imply that the attendance of the Mayor would be at his own personal expense. He would be prepared to support the motion for an allowance of $1,500.00 if the Mayor would represent the City at Kiel.

Alderman Cook said that Mayor Swain had represented the City extremely well at Kiel. It was most important that he represent the City now that it was designated as the City for the 1976 Olympic Sailing Events.

Alderman Watts said that Mayor Swain deserved the credit for bringing the Olympics to the City and he would like to see the Mayor at Kiel to represent the City now.

Alderman Timmins said that on the previous action he had voted against sending elected representatives to Kiel and he would again oppose this type of proposal. He would be prepared to consider sending technical people to Kiel.

Alderman Matthews said that Alderman Blaney had been elected to represent the people and he should take into account the petition against the location of Geared-To-Income Housing in the Weller Avenue Project.

Alderman Speal said that it would be a great sacrifice in time and business income if Mayor Swain went to Kiel. He would oppose sending elected people at a later date to Council but at the present time Mayor Swain should be sent to represent the Community that has been selected for the Olympic Sailing in 1976.

Alderman McDougall said any decision to send representation should have been made in June, it was too late now to make such a decision.

Referring to Public Utility rate increases, Alderman McDougall said that the Hydro Electric like the Bell Telephone Company should have to justify its rate increases. There was a need for a investigation into Hydro rates.

Alderman Vosper said that it was imperative that Mayor Swain represent the City at the closing ceremonies at the Olympics.

Mayor Swain said that he was being placed in an awkward postion; if he was to represent the City it should be with the unanimous support of the Members of Council.

Alderman Timmins said that those who wished to vote against any motion had a right to do so and the Mayor should be guided by a majority decision.

BY-LAWS

Council consented to the addition of By-Laws 32A, 32B and 50 to 56 and the withdrawal of By-Law No. 47, for presentation to Council.

(a) Moved by Alderman Matthews,
Seconded by Alderman Speal,

That By-Laws 1 to 31 and 50 to 52 receive their first reading.

CARRIED

(b) Moved by Alderman Travers,
Seconded by Alderman Vosper,

That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 33, 32A, 32B and 50 to 52 their second reading.

Alderman Blaney, Chairman.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Alderman Timmins,
Seconded by Alderman Watts,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Alderman Blaney reported that By-Laws 2 to 31, 32, 32A, 32B, 33 and 50 to 52 had been considered in the Committee of the Whole and had received their second reading with Alderman Brightman, Alderman Matthews, Alderman Timmins and Alderman Webb opposed to By-Law No. 5 and Alderman Hagerman opposed to By-Law No. 30. As requested by Alderman Matthews and agreed to by Alderman Blaney there was a separate recorded vote on By-Laws 32, 32A, 32B and 33 as follows:

YEAS: Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Keenleyside, Ald. Keyes, Ald. McDougall, Ald. Travers, Ald. Vosper, Ald. Watts.

NAYS: Ald. Hagerman, Ald. Matthews, Ald. Speal, Ald. Timmins, Ald. Webb.

(e) Moved by Alderman Webb,
Seconded by Alderman Blaney,

That Rule 35 be suspended for the purpose of giving By-Laws 18 to 31 their third reading.

CARRIED

(f) Moved by Alderman Watts,
Seconded by Alderman Travers,

That By-Laws 18 to 46, 48 and 49 plus 32A, 32B and 53 to 56 be given their third reading.

CARRIED 12:3

(1) A By-Law to Provide That Aldermen Shall Be Elected By General Vote

(FIRST READING) (PROPOSED NO. 7475)
Clause 7, Report No. 91, 1972

FIRST READING - CARRIED 15:0

(2) A By-Law to Authorize the Execution of An Agreement With Buy-Rite Gasoline Company Limited (Site Plan: 0.23 Acres on the Northwest Corner of Concession Street and Macdonnell Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7445)
Clause 1, Report No. 88, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(3) A By-Law to Amend By-Law No. 3078, "A Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Rezone Northwest Corner of Concession and Macdonnell Streets From R2 to C2 to Permit Operation of a Gasoline Bar Only)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7446)
Clause 1, Report No. 88, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(4) A By-Law to Amend By-Law No. 3795, "A By-Law to Regulate The Use of Land For Storing Used Motor Vehicles"

(FIRST AND SECOND READINGS) (PROPOSED NO. 7447)
Clause 1, Report No. 91, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Amend By-Law No. 1556, "A By-Law to Provide For Paying An Annual Allowance To The Members of The Council of The Corporation of The City of Kingston" (Increase Remuneration for Mayor and Aldermen)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7448)
Clause 3, Report No. 91, 1972

FIRST READING - CARRIED 11:4
SECOND READING - CARRIED 11:4
(Ald. Brightman, Ald. Matthews, Ald. Timmins and Ald. Webb opposed.)

(6) A By-Law to Amend By-Law No. 41, "A By-Law Respecting the Polling Subdivisions of the City of Kingston" (Revised Description of Certain Polls)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7449)
Clause 10, Report No. 91, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(7) A By-Law to Authorize An Amendment to the Agreement With A. S. Marker Attached As Schedule "A" to By-Law No. 6736

(FIRST AND SECOND READINGS) (PROPOSED NO. 7450)
Clause 12, Report No. 91, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(8) A By-Law to Authorize the Purchase of 2,551 Square Feet of Land On the South Side of Princess Street From Doc Myles Tire and Service Centre Limited

(FIRST AND SECOND READINGS) (PROPOSED NO. 7451)
Clause 10, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(9) A By-Law to Authorize the Purchase of 941 Square Feet of Land On the South Side of Princess Street From Firestone Tire and Rubber Company of Canada Limited

(FIRST AND SECOND READINGS) (PROPOSED NO. 7452)
Clause 12, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(10) A By-Law to Amend By-Law No. 6836, "A By-Law to Authorize the Construction of An 18 Inch Storm Sewer In Division Street From Kirkpatrick Street to 26 Feet South of Day Street At An Estimated Cost of $21,700.00, Under The Provisions of Section 8 of The Local Improvement Act" (Amend Description and Revise Costs)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7453)
Clause 21, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(11) A By-Law to Authorize the Construction of a Storm Sewer in Weller Avenue From Ford Street Easterly 196 Feet At An Estimated Cost of $17,700.00, Under The Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7454)
Clause 23B, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(12) A By-Law to Authorize the Construction of a Sanitary Sewer in the West Side of Montreal Street From 153 Feet North of Unopened Street Reg. Plan 368 Northerly 605 Feet and Non-Abutting Equally Benefited Frontage From 758 Feet North of Unopened Street Reg. Plan 368 Northerly 75 Feet, Under The Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7455)
Clause 24B, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(13) A By-Law to Authorize the Installation of Street Lighting On Mohawk Place From Portsmouth Avenue to Indian Road, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7456)
Clause 25B, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(14) A By-Law to Authorize the Construction of Certain Pavements Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7457)
Clause 26B, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(15) A By-Law to Authorize the Reconstruction of Certain Sidewalks, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7458)
Clause 28B, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(16) A By-Law to Authorize the Construction of a Concrete Sidewalk in Portsmouth Avenue, From King Street Northerly 1015 Feet, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7459)
Clause 27B, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(17) A By-Law to Authorize the Construction of An Asphalt Pavement And Shoulders on Lappan's Lane, From Counter Street to the North Limit of the Public Utilities Commission Service Centre, Under the Provisions of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7460)
Clause 31B, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(18) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In The Highways of the City of Kingston Subject to the Provisions of The Highway Traffic Act (Clause 1, Report No. 86)

(THREE READINGS) (PROPOSED NO. 7461)
Clause 1, Report No. 86, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(19) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For a Parking Meter Zone in Certain Streets Or Portion Thereof, And to Provide For the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 1 & 2, Report No. 86)

(THREE READINGS) (PROPOSED NO. 7462)
Clause 1 & 2, Report No. 86, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(20) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Banners - Queen's Orientation Committee)

(THREE READINGS) (PROPOSED NO. 7463)
Clause 3, Report No. 86, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(21) A By-Law to Ratify the Execution of An Agreement With M. M. Dillon Limited For Airport Consulting Services

(THREE READINGS) (PROPOSED NO. 7464)
Clause 1, Report No. 85, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(22) A By-Law to Dedicate As Part of Division Street the 10 Foot Strip of Land on the West Side of Division Street From Kirkpatrick Street Southerly 556 Feet More or Less

(THREE READINGS) (PROPOSED NO. 7465)
Clause 6, Report No. 86, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(23) A By-Law to Authorize the Execution of An Agreement With McGinnis & O'Connor Limited (Paving On Princess & Queen Streets)

(THREE READINGS) (PROPOSED NO. 7466)
Clause 1, Report No. 89, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(24) A By-Law to Amend By-Law No. 2385, "A By-Law to Appoint Certain Employees As Inspectors Under the Trench Excavation Protection Act" (Appointment: Mr. K. Alward and Mr. P. Morrison)

(THREE READINGS) (PROPOSED NO. 7467)
Clause 6, Report No. 89, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd).

(25) A By-Law to Authorize the Execution of An Agreement With Alex Lillis Re: Sewage Sludge Disposal

(THREE READINGS) (PROPOSED NO. 7468)
Clause 9, Report No. 89, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(26) A By-Law to Amend By-Law No. 7131, "A By-Law to Provide For the Licensing and Regulating of Public Halls (Delete Requirement of Certificate of Chief of Police)

(THREE READINGS) (PROPOSED NO. 7469)
Clause 2, Report No. 91, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(27) A By-Law to Authorize the Execution of a Supplementary Agreement With the Department of National Defence

(THREE READINGS) (PROPOSED NO. 7470)
Clause 22, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(28) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt A Five Year Capital Budget For the City of Kingston (1972-1976) (Revision No. 4)

(THREE READINGS) (PROPOSED NO. 7471)
Clauses 23, 24, 25, 26, 27 & 31, Report No. 92, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(29) A By-Law to Authorize the Execution of An Agreement With Kingston Tercentenary Incorporated

(THREE READINGS) (PROPOSED NO. 7472)
Clause 21, Report No. 82, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(30) A By-Law to Authorize the Submission of The Following Question to the Electors: "Are You In Favour of the Fluoridation of the Public Water Supply of This Municipality"

(THREE READINGS) (PROPOSED NO. 7473)
Clause 4, Report No. 73, 1972

FIRST READING - CARRIED 14:1
SECOND READING - CARRIED 14:1
THIRD READING - CARRIED 14:1
(Ald. Hagerman opposed.)

(31) A By-Law to Authorize the Execution of An Agreement With the Public Utilities Commission (Sewer Connection: 880 Johnson Street)

(THREE READINGS) (PROPOSED NO. 7474)
By-Law No. 14

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(32) A By-Law to Authorize the Execution of An Agreement With Headway Corporation Limited (Site Plan; Weller Avenue Area)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6959)
Clause 1, Report No. 37, 1972
- as amended by -
Clause 8, Report No. 91, 1972

SECOND READING - CARRIED 10:5
THIRD READING - CARRIED 10:5

(33) A By-Law to Authorize the Execution of An Agreement With Headway Corporation Limited (Subdivision - North Side Weller Avenue)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6960)
Clause 1, Report No. 37, 1972
- as amended by -
Clause 8, Report No. 91, 1972

SECOND READING - CARRIED 10:5
THIRD READING - CARRIED 10:5

(34) A By-Law to Authorize the Construction of Certain Seperate Storm Sewers and the Replacement of Certain Sanitary Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area "C" - Phase VI)

(THIRD READING) (PROPOSED NO. 7197)
Clause 11(E), Report No. 120, 1971

THIRD READING - CARRIED 15:0

(35) A By-Law to Authorize the Reconstruction of Certain Sidewalks (General Rate - 1972 Program)

(THIRD READING) (PROPOSED NO. 7352)
Clause 8, Report No. 48, 1972

THIRD READING - CARRIED 15:0

(36) A By-Law to Authorize the Execution of An Agreement With Her Majesty the Queen In Right of Canada Represented By the Minister of Transport (Lease of 5.104 Acres of Waterlot, In Front of Farm Lots 22 and 23, Concession I, City of Kingston)

(THIRD READING) (PROPOSED NO. 7364)
Clause 9, Report No. 54, 1972

THIRD READING - CARRIED 15:0

(37) A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)

(THIRD READING) (PROPOSED NO. 7365)
Clause 10, Report No. 54, 1972

THIRD READING - CARRIED 15:0

(38) A By-Law to Authorize the Construction of a 12 Inch Watermain With Services In Princess Street From 18 Feet West of the Parkway Westerly 910 Feet Under the Provisions of the Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 7374)
Clause 10(c), Report No. 62, 1972

THIRD READING - CARRIED 15:0

BY-LAWS

(39) A By-Law to Authorize the Execution of An Agreement With the Ministry of Transportation and Communications (Feasibility Study - Demand Responsive Buses)

(THIRD READING) (PROPOSED NO. 7375)
Clause 11(a), Report No. 62, 1972

THIRD READING - CARRIED 15:0

(40) A By-Law to Authorize the Execution of An Agreement With Her Majesty the Queen In Right of Canada, Represented By the Minister of Public Works (Lease: Old Post Office Building - 86 Clarence Street)

(THIRD READING) (PROPOSED NO. 7388)
Clause 16, Report No. 62, 1972
- and -
Clause 5, Report No. 75, 1972

THIRD READING - CARRIED 15:0

(41) A By-Law to Authorize the Execution of An Agreement With Gunter Wernthaler (Lease of Dock Space - Confederation Basin)

(THIRD READING) (PROPOSED NO. 7389)
Clause 18, Report No. 62, 1972

THIRD READING - CARRIED 15:0

(42) A By-Law to Amend By-Law No. 7299, "A By-Law to Authorize the Execution of An Agreement With the Association For Early Childhood Education Ontario (Kingston Branch) (1972 Services) (Add: Co-Operative Day Care Centre and Calvin Park Nursery School)

(THIRD READING) (PROPOSED NO. 7412)
Clause 6, Report No. 75, 1972

THIRD READING - CARRIED 15:0

(43) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of The Highway Traffic Act"

(THIRD READING) (PROPOSED NO. 7424)
Clause 2, Report No. 76, 1972

THIRD READING - CARRIED 15:0

(44) A By-Law to Authorize the Execution of An Agreement With L. M. Welter Ltd. For Construction of Sanitary Sewer In Weller Avenue and Weller Avenue Place (Contract No. 72-7W)

(THIRD READING) (PROPOSED NO. 7425)
Clause 3, Report No. 79, 1972

THIRD READING - CARRIED 15:0

(45) A By-Law to Amend By-Law No. 7131, "A By-Law to Provide For the Licensing and Regulating of Public Halls" (Requirements: Plumbing Fixtures)

(THIRD READING) (PROPOSED NO. 7426)
Clause 2, Report No. 81, 1972

THIRD READING - CARRIED 15:0

(46) A By-Law to Authorize the Sale of Four Acres of Land On the West Side of Lappan's Lane to Permanent Concrete

(THIRD READING) (PROPOSED NO. 7428)
Clause 11, Report No. 82, 1972

THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(47) A By-Law to Authorize the Purchase of the Norman Rogers Airport

(THIRD READING) (PROPOSED NO. 7431)
Clause 13, Report No. 82, 1972

WITHDRAWN

(48) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Boulevard Paving: 28 Grange Street)

(THIRD READING) (PROPOSED NO. 7444)
Clause 5, Report No. 76, 1972

THIRD READING - CARRIED 15:0

(49) A By-Law to Authorize the Execution of An Agreement With Smith and McLennan Architects (Preparations of Plans and Specifications for Renovations to the City Hall)

(THIRD READING) (PROPOSED NO. 7173)
Clause 6, Report No. 115, 1971

THIRD READING - CARRIED 15:0

(32A) A By-Law to Amend The Official Plan of the City of Kingston Planning Area (Amendment No. 60; Headway Corporation Subdivision Site On Weller Avenue; Block A From "Residential" To "Commercial"; And Increase Designation of Balance of Site From "Low Density Residential" to "Medium Density Residential")

(SECOND AND THIRD READINGS) (PROPOSED NO. 6957)
Clause 1, Report No. 37, 1971

SECOND READING - CARRIED 10:5
THIRD READING - CARRIED 10:5
(Ald. Hagerman, Ald. Matthews, Ald. Speal, Ald. Timmins and Ald. Webb opposed.)

(32B) A By-Law to Amend By-Law No. 3078, "Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Weller Avenue Area - M1 and M2 Industrial to R3 Modified Residential and C2 Modified Commercial

(SECOND AND THIRD READINGS) (PROPOSED NO. 6958)
Clause 1, Report No. 37, 1971

SECOND READING - CARRIED 10:5
THIRD READING - CARRIED 10:5
(Ald. Hagerman, Ald. Matthews, Ald. Speal, Ald. Timmins and Ald. Webb opposed.)

(50) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited For the Reconstruction and Resurfacing of Certain Pavements

(FIRST AND SECOND READINGS) (PROPOSED NO. 7476)
Clause 11, Report No. 89, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(51) A By-Law to Authorize the Execution of An Agreement With City Paving Limited For the Construction and Reconstruction of Certain Sidewalks

(FIRST AND SECOND READINGS) (PROPOSED NO. 7477)
Clause 12, Report No. 89, 1972

FIRST READING - CARRIED 14:1
SECOND READING - CARRIED 14:1
(Ald. Webb opposed.)

BY-LAWS (cont'd)

(52) A By-Law to Provide For the Remuneration of the Appointed Members of the Parks, Recreation and Property Committee

(FIRST AND SECOND READINGS) (PROPOSED NO. 7478)
Clause 3B, Report No. 91, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(53) A By-Law to Authorize the Construction of a 210 Space Parking Garage On the Chown Memorial Parking Lot

(THIRD READING) (PROPOSED NO. 7399)
Clause 3, Report No. 68, 1972

THIRD READING - CARRIED 15:0

(54) A By-Law to Authorize the Purchase of 860 Square Feet of Land On the North Side of Princess Street From Buy-Rite Gasoline Company Limited

(THIRD READING) (PROPOSED NO. 7400)
Clause 7, Report No. 68, 1972

THIRD READING - CARRIED 15:0

(55) A By-Law to Authorize the Construction of Curbs, Gutters and Boulevards Including the Widening of the Macadam Road, In Wolfe Street From Forsythe Avenue to Yonge Street Under the Provisions of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 7414)
Clause 13, Report No. 75, 1972

THIRD READING - CARRIED 15:0

(56) A By-Law to Authorize the Execution of An Agreement With J. D. Lee Engineering Ltd. to Design Emergency Stand-By Power Equipment Including Installation For North End Pumping Station

(THIRD READING) (PROPOSED NO. 7433)
Clause 18, Report No. 82, 1972

THIRD READING - CARRIED 15:0

MOTIONS

(1) Moved by Alderman Webb,
Seconded by Alderman Keenleyside,

That this Council send His Worship Mayor Swain to Kiel Germany to officially represent the City of Kingston the site of the 1976 Olympic Sailing Events at the expense of the City.

(2) Moved by Alderman Webb,
Seconded by Alderman Keenleyside,

That Motion (1) be dealt with tonight.

CARRIED

The Motion (1) "That Council send His Worship Mayor Swain to Kiel" was then put and carried.

CARRIED 11:3
(Ald. Timmins opposed.)
(Mayor Swain abstained from voting.)

(3) Moved by Alderman Blaney,
Seconded by Alderman Cook,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:35 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR

September 5, 1972.

Local Govt.

RE: CITY COUNCIL MEETING NO. 17

As requested by Alderman Keyes, to permit some of the Members of Council to attend the Liberal Nominating Meeting, and as agreed to by a majority of the Members of Council, the Council meeting normally held on September 11, 1972, at 8:00 p.m., has been rescheduled to September 12, 1972, at 8:00 p.m.

Local Govt

CITY COUNCIL MEETING NO. 17

The Regular Meeting of City Council Will Be Held in the Council Chamber on TUESDAY, September 12, 1972, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(77) Copy of *Design For Development, Phase Three,* a Statement by The Honourable William G. Davis, Premier of Ontario, to the Legislature, Friday, June 16, 1972 and Statement by The Honourable W. Darcy McKeough, Treasurer of Ontario, to the Founding Convention of The Association of Municipalities of Ontario, in Ottawa, June 19. 1972.

(78) From The Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to July 31, 1972.

(Note: Copies distributed to each Member of Council.)

(79) Accident Investigation and Reporting, Canada Occupational Safety Manual, Part 3, from the Accident Prevention and Compensation Branch, Canada Department of Labour, Ottawa.

(80) The City of Kingston, Municipal Day Care Centre, 610 Montreal Street, booklet prepared to help the Parent use the services.

(81) Copy of the Canada Labour Code, Part III, and the Canada Labour Standards Regulations from the Canada Department of Labour, Ottawa.

(82) Copy of the Ontario Water Resources Commission Annual Report, January 1st, 1971 to March 31st, 1972.

MINUTES

That the Minutes of City Council Meeting No 16, held on August 28, 1972, be adopted as printed.

COMMUNICATIONS

To Be Filed:

(367) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the Ontario Municipal Board Hearing of an application by the Corporation of the City of Kingston for approval of its Restricted Area By-Law 7265, passed the 14th day of February, 1972 on property known as 440 King Street, West, stating that the Panel Chairman said that in his view the applicant City had overcome the previous Board Panel's objection that parts of the by-law were vague and lacking in specifics. Furthermore the uses proposed for the Creativity Centre were not drastically dissimilar from existing uses. Accordingly the application would be approved.

(368) From C. W. Gibson, Fire Chief, Kingston, thanking the Members of Council for the wonderful Banquet provided for the C.A.F.C.

(369) From Mr. R. J. Kennedy, Vice-Principal, (Administration), Queen, University stating:

> *"Thank you for your letter of 5 September informing us that Alderman Keyes and Mr. Linseman have been named as City members of our K.G.H/Queen's Parking Commission.*
>
> *We expect that the Commission will hold its first meeting within a few weeks and we are delighted that the City of Kingston will be represented by such able and experienced men as Alderman Keyes and Mr. Linseman."*

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(370) From Mr. D. A. Gordon, A.M.C.T., Township of Kingston, enclosing a copy of the determination made under Section 90, sub-section 8 of the Separate Schools Act which states:

Assessment

Frontenac County

Total Actual Assessment	17,056,490
City of Kingston	11,319,510
Other	5,736,980

City of Kingston - Separate Schools Trustees -	9
Other -	5
Total	14

(371) From Mr. R. L. Clark, for A/Chief, Flight Standards and Regulations Division, Civil Aviation Branch, Department of Transport, Ottawa, a copy of the draft agreement for the purchase of the Airport.

(Note: Copies distributed to all Members of Council.)

(372) From Mr. E. J. Whaley, Corporate Secretary, Ontario Housing Corporation, Toronto, stating:

> *"This is to acknowledge the receipt of your letter dated August 30th 1972, wherein you advise that on August 28th, your Council approved the award of a contract to Headway Corporation Limited for the construction of 184 family housing units and 52 one-bedroom units for senior citizens. It is further noted that the 62 family housing units scheduled for construction on Guthrie Drive should also be constructed by Headway Corporation Limited.*
>
> *Thank you for this information."*

(373) From Mr. E. J. Whaley, Corporate Secretary, Ontario Housing Corporation, Toronto, stating:

> *"This is to acknowledge the receipt of your letter dated August 30th, wherein you advise that on August 28th 1972 your Council passed a resolution requesting Ontario Housing Corporation to provide snow removal on the fire lanes in the Headway Corporation Limited project at Weller Avenue and Wiley Street, to enable Fire Department vehicles to get within two hundred feet of all dwelling units.*
>
> *The appropriate corporate components have been advised accordingly."*

To Be Referred to the City of Kingston Industrial Commission:

(374) From the Eastern Ontario Development Council, Zone 1, notifying of the "Triple 'P' Conference" to be held in the Legion Hall, Pembroke, Ontario, on October 2 and 3, 1972 and stating that the following subjects will be discussed:

(1) Death of the small municipality.
(2) Jobs for Eastern Ontario - How and why not?
(3) Mother, why can't I go in for a swim?
(4) Government - Policy vs. People.

COMMUNICATIONS (cont'd)

To Be Referred to the Parks, Recreation and Property Committee:

(375) From Mr. H. Y. Yoneyama, P. Eng., Executive Director, Office of the Executive Director Safety and Technical Services Division, Department of Labour, Toronto, stating that there is rising concern throughout the Province regarding the structural adequacy of municipal arenas. The collapsing of arenas, in most cases, have resulted from snow loading which exceeded the capabilities of the buildings which, in turn, had not been designed to meet the structural requirements of the National Building Code for the particular locality involved and requesting that if the design of our arena was not prepared by a suitably qualified professional engineer, it is suggested that a check of the design be made by such an individual without delay.

(376) From Mr. J. McNair, P. Eng., Director, Safety and Technical Division, Ontario Department of Labour, Toronto, stating, to assist in their function under the Industrial Safety Act, 1971, Section 17(1)(b), they request information regarding all arenas, both public and private, in the Province, and asking if the attached list of arenas in the City of Kingston and Kingston Township is complete and correct.

To Be Referred to the City of Kingston Planning Board:

(377) From Mr. Lloyd Cushing, 296 Avenue Road, Kingston, objecting to the Zoning, Proposed Glenarden - Strathcona Subdivision.

(378) From the following persons objecting to the Zoning - Density Reduction By-Law No. 7264:

(1) Mr. E. C. Churchill,
Kingston News Service,
128 Ontario Street,
Kingston, Ontario.

(2) Mrs. Molly Cohen,
410, 412, 416 & 418 Bagot Street,
Kingston, Ontario.

(3) Mrs. Lilly Frankel,
359 Nelson Street,
153 & 155 Concession Street,
Kingston, Ontario.

(4) Mrs. Geraldine R. Tepper,
622-624 Princess Street,
177 Nelson Street,
Kingston, Ontario.

To Be Referred to the Fire, Legislation and Housing Committee:

(379) From the City of Waterloo requesting that their following resolution be endorsed:

"That the Ontario Government be petitioned to pass specific legislation requiring the removal of locks from ice-boxes and refrigerators that are discarded and not being used for their normal purpose."

COMMUNICATIONS (cont'd)

To Be Referred to the Fire, Legislation and Housing Committee and the Housing Sub-Committee:

(380) From Mr. J. B. Raine, Manager, Central Mortgage and Housing Corporation, stating:

> *"Thank you for your letter of August 30, 1972, advising of a resolution by the Housing Sub-Committee that an application be made to CMHC for a grant to provide for a pilot study in Kingston devoted to the examination and assessment of the effect of the proposed amendments on rehabilitation on an actual situation.*
>
> *The proposed amendments referred to are contained in Bill C-213, an Act to amend the National Housing Act. I understand that this has had first reading just prior to Parliament being prorogued.*
>
> *In the meantime discussions concerning amendments to the Act are going on with provincial representatives and you may recall that at the recent conference of provinces in Halifax there was press reports on these proposed amendments. As these amendments are proposed, we are not, of course, able to offer any comments at all on them.*
>
> *However, with regard to the resolution, I can advise you that Queen's University School of Urban and Regional Planning through George Muirhead has made an application for a grant under Part V of the present National Housing Act for a feasibility of rehabilitation for Senior Citizens in Kingston. As the application was made directly to Head Office, I am not sure how it stands, but perhaps Mr. Muirhead would have more information on this.*
>
> *As mentioned, the Bill has first reading and of course, we can not determine at this time, anyway, when the second or third reading may take place.*
>
> *If we can be of any further assistance please do not hesitate to get in touch with us."*

PETITIONS

REPORTS

REPORT NO. 93

To the Mayor and Members of Council

Kingston, Ontario
September 5, 1972

The Traffic and Streets Committee reports and recommends as follows:

1. That the resolution of the City of Hamilton to petition the Provincial Government to implement legislation requiring a safety check on all motor vehicles at least once a year to ensure that they are in safe operating condition be NOT endorsed, since there are not enough facilities to check every motor vehicle once a year, and since the frequency of motor vehicle safety checks should vary with the age of and mileage on motor vehicles because the wear and tear associated with age and mileage will increase the likelihood that a motor vehicle is defective.

2. That a by-law be presented to Council to authorize the execution of a licence agreement with Mr. Joseph Anghelescu, proprietor of Richard's Food Market, to permit him to display merchandise on stands on the boulevard in front of his place of business at 72 Thomas Street subject to the following conditions:

    (a) merchandise on display shall be permitted within the area marked in green on the Plan of Survey of Parts of Lots 47 & 48, Reg. Plan No. 154, dated March 31, 1969, as prepared by Humphries & Burgham, Ontario Land Surveyors, and such merchandise shall be raised at least two feet above the level of the street;

    (b) all merchandise, produce, display tables, stands and any other article shall be removed from the boulevard when the store is closed;

    (c) an annual rental fee of 50¢ per square foot shall be paid to the City by the property owner on the area on which the display of merchandise is permitted.

    (d) the property owner shall acquire insurance coverage satisfactory to the City Solicitor to save the City harmless and free of all claims;

    (e) the use of the boulevard for display of merchandise may be terminated by the City on ten days' notice;

    - and -

    that a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets" to provide that notwithstanding the provisions of By-Law No. 10, Mr. Joseph Anghelescu, proprietor of Richard's Food Market, shall be permitted to display merchandise on stands on the boulevard in front of his place of business on Thomas Street subject to the foregoing conditions.

Respectfully submitted,

CHAIRMAN

Public Works Report No. 94

September 5, 1972

To The Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the quotation of the Tennant Company, 2 Jody Avenue, Toronto, dated August 4, 1972, in the amount of $7233.10, to supply one new Tennant 260 Sidewalk Power Sidewalk Sweeper be accepted and that the expenditure be charged to Public Works' Equipment Reserve Account, being the only quotation received.

2. That the tender of Taggart Construction Limited, in the amount of $207,406.00, for the construction of storm sewers and sanitary sewers in the following streets, be accepted being the lowest tender received subject to the approval of the Ministry of Transportation and Communications -

Regent St from Mack to Dunlop St
College St from Brock to Carruthers Ave
Johnson St from Macdonnell to Victoria St
Brock St from College to Napier St
Mack St from Regent to Alamein Dr

3. That the following accounts be paid -

Grand and Toy Ltd - $342.72 - office furniture for City Yard
Alton Hadley Ltd - $549.93 - repair parts for equipment #213 tractor/'dozer

4. That the reconstruction of the concrete curbs and concrete curbs and gutters listed in the Special Information for Tenderers of Contract 72/12 be done by day labour under the direction of the Commissioner of Works as no tenders were received for this work.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No. 95

September 6, 1972

To The Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Buy Rite Ltd - $968.80 - ice supplies
Glen Supply Co - $498.46 - lumber
Hobby Nook & Divers Den - $315.55 - playground supplies
MacLachlan Lumber Co (Kingston) Ltd - $401.80 - lumber
Frontenac Coach Lines Ltd - $405.00 - Day Camp trips during period July 3 to 14, 1972
Frontenac Coach Lines Ltd - $405.00 - Day Camp trips during period July 17 to 28, 1972
Sun Dry Laundry - $1500.00 - used boiler for steam museum being only quotation received.
Thomas Murray - $464.25 - supply and installation of electrical equipment in Parks Department Greenhouse

2. That the attached resolution of the City of Woodstock regarding Hockey Canada be not endorsed as the Canada/Russia hockey series is well underway.

3. That the following resolution of the City of Belleville be endorsed -

That the Council of the City of Belleville objects very strongly to the decision of the Government to pay grants only to municipalities having a population of 25,000 perons or less and that the City at the present time have several applications for grants pending before the Department, noting that these projects were proceeded with in good faith with the understanding at the time that grants were available and in their view there is nothing in the Act as it is written to indicate that municipalities with populations of more than 25,000 persons were not eligible for grants.

Therefore the City Council respectfully request that favourable consideration be given to the applications for grants already filed, and also for those applications that will be filed on projects which are now underway, noting that these projects were undertaken with the assumption that grants would be available.

Respectfully submitted,

Chairman

"WHEREAS HOCKEY CANADA has arranged a number of contests with the Russian National Team.

AND WHEREAS it has been decided that Bobby Hull and a number of other stars cannot play against Russia as they have signed the W.H.A. contract.

AND WHEREAS Mr. Clarence Campbell, the President of the N.H.L. decided that it would be in the best interest of the N.H.L. to not permit Bobby Hull and the others aforesaid stars to play on at least two grounds which perhaps are:

(a) Since "Hull is a showpiece of the W.H.A. we are certainly not going to provide him with a sounding board from which to extrol the virtures of the W.H.A."

(b) Insurance Reasons. WHEREAS it would be possible for Hockey Canada or the Canadian Government to provide Insurance.

AND WHEREAS it is unlikely that hockey fans will forget the above Bobby Hull whether he plays or doesn't play and perhaps his name and the others will be more publicized if they don't play by constant publicity to the fact that they are not playing and have been refused.

AND WHEREAS it is possible the N.H.L. and maybe the W.H.A. will lose fan support and suffer attendance loss and loss of goodwill and prestige if the Russiam team is successful on this one occasion in defeating this Canadian Professional team or even tieing the said Canadian Team.

AND WHEREAS it is common desire for fans to desire to want to see the best and if Canada does not show well it might be that World Hockey in the future is considered the best and better than Canadian Hockey.

AND WHEREAS a great deal of Nationalism and Canadian pride can be created by a sound Canadian victory over a Communistic nation which has been very successful in world competition.

AND WHEREAS a victory by Russia would greatly enhance Russia's position in the "Cold War".

AND WHEREAS the N.H.L. could also lose by the attitude that they are taking.

BE IT RESOLVED:
(1) that Hockey Canada and the Canadian Government be petitioned to offer to provide insurance for all players on the aforesaid Canadian team;
(2) that each N.H.L. team be petitioned to attempt and permit Bobby Hull and the others aforesaid to play and attempt to beat the Russian team;
(3) that Clarence Campbell and Hockey Canada be also petitioned as aforesaid;
(4) that copies of this resolution be sent to Prime Minister Trudeau, Hockey Canada, Minister of Health, Wally Nesbitt, M.P.P., President of every N.H.L. team and Mr. Clarence Campbell;
(5) that copies of this resolution be sent to all municipalities and they be requested to consider supporting the herein resolution and advising the appropriate [illegible]

REPORT NO. 96

Kingston, Ontario,
September 7th, 1972.

To the Mayor and Members of Council:

The Fire, Legislation and Housing Committee reports and recommends as follows:

1. That, as recommended by Fire Chief C.W. Gibson, the following recommendations of the Ontario Association of Fire Chiefs be endorsed and referred to the provincial-municipal task force which has been appointed to conduct a review of the entire inspection field in the Province of Ontario:

   "WHEREAS Part 3, "Use and Occupancy of the Building," and Section 6.7, "Fire Alarm and Fire Extinguishing Equipment," and Sub-Section 8.8.2, "Fire Protection," plus Section 9.10, "Fire Protection," are mostly concerned with Fire Safety in buildings and, Fire Departments are required to provide protection to the occupants as well as Firefighters after the building has been completed and occupied;

   THEREFORE BE IT RESOLVED that the Fire Department should administer those parts of the Building Code relative to Fire Safety, and should be named as the authority having jurisdiction; and

   WHEREAS many Fire Authorities have found deficiencies in Fire Safety Requirements when persons are permitted to occupy the building when only partially completed, and fire hazards are greatly increased due to the storage of flammable cartons and furnishings throughout the unfinished portions of the structure;

   THEREFORE BE IT RESOLVED that an occupancy permit must be issued and signed jointly by the Fire Authority and the Building Authority before the structure is occupied in the interest of life safety from fire, etc.; and

   WHEREAS the National Building Code of Canada 1970 refers to the National Fire Protection Association Fire Codes - page 241, Sub-section 6.7.2.1.(1), The National Fire Protection Association Fire Codes - page 247, Sub-section 6.7.4.2.(1) and the Canadian Standards Association - page 220, Sub-section 6.2.3.1.(3) and other such references referred to in the National Building Code of Canada 1970;

   THEREFORE BE IT RESOLVED that the words "as amended," be added to such references; and

   WHEREAS the National Building Code of Canada 1970, Section 3.1.7.2.(4) permits the use of a 20 minute fire rated door, opening into a public corridor from an individually rented room or suite of rooms where the Fire Separation required is one hour or less, and whereas this will be a reduction in protection to occupants of apartment buildings in not providing sufficient protection from the corridors to other rooms or suite of rooms;

   THEREFORE BE IT RESOLVED that the Ontario Uniform Codes Committee amend Section 3.1.7.2.(4) to read as follows: "A door used as a closure or separation between rooms, suite of rooms and a public corridor shall have as a minimum one hour fire rating"; and

   WHEREAS inadequate safety provisions are apparent for the protection of the occupants within residential buildings and buildings of high occupancy of 60 feet or 6 storeys or more in height;

1. (cont'd)

THERE FORE BE IT RESOLVED that:

1. Smoke detection shall be provided in all recirculated air ducts;

2. Smoke and sprinkler annunciation shall be provided from each floor level and installed with the present requirement of the National Building Code of Canada 1970;

3. Emergency telephones shall be mandatory in all elevators and all stairwells at each floor level;

4. Scuppers or drains should be a requirement in the bathroom of each apartment unit to control unnecessary water damage."

2. That Fire Chief C.W. Gibson and all members of the Kingston Fire Department be thanked for their efforts in bringing the Canadian Association of Fire Chiefs' Conference to Kingston during the week of August 20th - 26th, 1972; and congratulated for conducting the Conference in a very successful manner.

3. That By-Law No. 7, "A By-Law to License and Regulate Certain Trades," be amended by adding the following as Section 71:

Car Washes

71. In addition to the general licensing and regulating provisions contained in By-Law No. 7, the following licensing and regulating provisions shall apply to the owners or operators of car washes.

(1) Definitions

(a) For the purposes of this by-law, a "car wash" means a building or place where motor vehicles are washed, cleaned or polished for a fee or charge, excluding public garages and service stations.

(b) "Wash line" means the area in which vehicles are being washed, dried or cleaned.

(c) "Waiting line" means the area in which vehicles are waiting to enter the wash line.

(d) A structure in which the washing of cars is carried out by manual methods or means shall be deemed to contain one wash line, provided not more than fifteen bays are used, or intended to be used, in whole or in part, for the washing of cars or the operation of car washing equipment and the place of access to the structure shall be deemed to be the portal which provides the first possibility of entering the structure whether the bays to which access is provided by the portal are occupied or not and the place of egress from the structure shall be considered to be the portal which is nearest to any point of vehicular access to a public highway.

(2) Every licensee, who operates an automatic car wash, upon the licensed premises shall provide for each wash line storage space at the place of access to the structure sufficient to accommodate at least thirty vehicles with each vehicle having a space of at least 22' long and 8' wide with the waiting lines clearly defined by approved markings or barriers and with a minimum of twenty of the spaces in a single waiting line, provided, however, that

3. (cont'd)

(a) no waiting line shall be obstructed by parked vehicles, and

(b) the inside turning radius for a waiting line shall not be less than twenty feet and where more than a single waiting line is provided, the minimum inside turning radius shall be increased from twenty feet in increments of ten feet for each additional waiting line.

(3) A waiting line shall be physically separated from all other traffic movements and the vehicles in a waiting line shall be prevented from having access to the gasoline pumps and other service facilities of the public garage by a physical barrier.

(4) In addition to the provisions of sub-sections (1) and (2), the licensee, who operates an automatic car wash, shall upon the licensed premises provide storage space, at the place of egress from the structure and on lands contiguous to the structure at the place of egress from the licensed premises, sufficient to accommodate at least four vehicles for each wash line leaving the structure with each vehicle having a space of at least twenty-two feet long and eight feet wide.

(5) The provisions of sub-sections (1), (2) and (3) shall not apply to any licensee who was operating an automatic car wash at the date of enactment of this Section.

(6) The licensee shall keep the licensed premises free from rubbish and in a clean and neat condition, and keep any sidewalk or street upon which such premises abut free from dirt or other foreign substance derived from such premises or resulting from the use thereof.

(7) The licensee shall provide for drainage of surface water from the premises in a manner satisfactory to the Commissioner of Works.

(8) The licensee shall provide a driveway in conformity with By-Law No. 10, "A By-Law Respecting Streets."

(9) The licensee shall ensure that the complete washing operations are carried on within the limits of the building on the premises of the licensee.

(10) The licensee shall ensure that no public nuisance results from the operations of the car wash.

(11) The licensee shall pay an annual license fee of ten dollars ($10.00).

4. That, WHEREAS it is desirable that any by-laws governing hours of work apply on an area wide basis, as is the general practice with other municipalities in Ontario, which could not be accomplished by any by-law passed by the City of Kingston; and

WHEREAS a restriction on the hours of operation of barber shops would deprive the residents of Kingston of services they now receive during certain evenings; and

WHEREAS all of the barbers in Kingston are not in agreement

4. (cont'd)

that a by-law restricting hours of work should be enacted; and

WHEREAS the Barbers' Association may apply for regulations governing the barbering industry in Kingston under the provisions of The Industrial Standards Act:

THEREFORE BE IT RESOLVED that no action be taken on the petition presented at the meeting of City Council on June 12th, 1972, requesting that a by-law be enacted governing the hours and days of closing of the barber shops in Kingston. (Ald. Matthews opposed).

NOTE: This is re-affirmation of the Committee's previous decision.

5. That the following resolution of the Borough of Scarborough be endorsed:

"That the Borough advise the manufacturer of the proposed three quart disposable cartons as containers for milk that they view with disfavour the adoption of this type of packaging."

6. That the following resolution of the City of Kitchener be NOT ENDORSED:

"WHEREAS the activities of companies who make a business of strikebreaking and supplying strikebreakers have been a fruitful source of violence and ill feeling;

AND WHEREAS a strike is essentially a dispute between a Union as collective bargaining agent for a bargaining unit of employees and the employer and the intervention of third parties often leads to a breach of the public peace and the aggravation of the dispute;

AND WHEREAS strikebreaking by the employer and moonlighting by the employee in the case of a strike tends to delay and impede the speedy settlement of the strike:

NOW THEREFORE BE IT RESOLVED:

(a) the Council of the City of Kitchener respectfully asks that the legislature of the Province of Ontario consider amending the Labour Relations Act to provide:

   (i) that no person contract with any employer to supply strikebreakers on a contract basis or otherwise carry on business as a professional strikebreaker; and

   (ii) a section which could be invoked either by the employer or the Union and which, when invoked, would during the continuance of a strike or lockout prohibit the employer from employing persons who are not members of the bargaining unit except for preservation of property and prohibit members of the bargaining unit from accepting additional employment beyond that which they are involved at the calling of a legal strike.

(b) the Council of the City of Kitchener respectfully asks the Parliament of Canada to consider legislation in the way of an amendment to The Criminal Code of Canada or otherwise which would have the effect of prohibiting persons who are not members of a bargaining unit from participating in picketing in any labour dispute between the unit and its employer."

7. That the following resolution of the City of Niagara Falls be endorsed, and the Provincial-Municipal Task Force on the Inspection Field be so advised:

"WHEREAS, Ontario Municipalities have been informed by representatives of the Ministry of Labour of the imminent introduction of a Bill to transfer responsibility for construction safety and trench inspection from local municipalities to the Construction Safety Branch of the Ministry of Labour,

AND WHEREAS, the majority of larger Ontario cities have acquired, over the years, efficient and experienced personnel to carry out the duties required under The Construction Safety Act and The Trench Excavators' Protection Act,

AND WHEREAS, concern has been raised that the proposed transfer of responsibilities, particularly in those larger municipalities presently having experienced staff, will result in a reduction of the calibre of the service now available,

NOW THEREFORE BE IT RESOLVED that the Corporation of the City of Niagara Falls hereby petitions the Provincial Government to make provision that municipalities having a population in excess of 50,000 be granted the authority to carry out the responsibilities of construction safety and trench inspections.

AND BE IT FURTHER RESOLVED that in municipalities having less than 50,000 in population, enforcement of construction safety and trench inspection be placed under the control of the Ministry of Labour or, in areas where Regional Government has been established, that Regional Government be granted the authority to carry out these responsibilities for municipalities located within the Region, having less than 50,000 population."

8. WHEREAS it is reported that the Frontenac County Board of Education is proposing to develop a site owned by them on the west side of Portsmouth Avenue, south of Johnson Street, of 19.5 acres more or less, for commercial purposes in the construction of an administration building; and

WHEREAS this property is zoned for residential purposes and is best suited to that use; and

WHEREAS there is a serious shortage of serviced land for home building in Kingston:

THEREFORE BE IT RESOLVED that the Frontenac County Board of Education be asked to consider the use of another site for such a building, thereby making the Portsmouth Avenue site available for residential development; and

WHEREAS the following policy was approved at the Planning Board Meeting of November 25th, 1971 and recommended for inclusion in the Official Plan:

> "It shall be the policy of Council to encourage new development and improvement of the Central Business District. Government, administrative, and major commercial office buildings, regarded as being of major significance to the central commercial and administrative core function of the City, shall be encouraged to locate or to remain located in the Central Business District in preference to locations removed from the Central Area,"

THEREFORE BE IT FURTHER RESOLVED that the Frontenac County Board of Education be notified of this policy.

9. WHEREAS the proposed Conflict of Interest Act, 1972, provides that the failure of a Member of a Municipal Council or local

9. (cont'd)

board thereof to disclose a pecuniary interest, whether direct or indirect, in any matter that comes before a meeting of the Council or local board, including a committee or other meeting, will render the member liable, on the application of a ratepayer to a county or district court judge, to having his seat declared vacant and being disqualified from being a member of any council or local board for a period of up to seven years; and

WHEREAS Mr. A.P.G. Joy, solicitor for the Municipality of Metropolitan Toronto, has interpreted the proposed legislation as meaning that Members of Municipal Councils who are appointed as Directors, or are shareholders in a municipally operated housing company would have an indirect pecuniary interest solely by virtue of being a Director and/or shareholder; and

WHEREAS Mr. D.L. Hardtman, Q.C., solicitor for the City of Kingston, agrees that Mr. Joy has correctly interpreted the proposed legislation; and

WHEREAS all of the Members of Council of the City of Kingston are shareholders in City of Kingston Housing Limited; and members of the Finance and Accounts Committee are Directors of Kingston Tercentenary Incorporation:

THEREFORE BE IT RESOLVED that the Attorney General of Ontario be notified of the problems this proposed legislation would cause in municipalities having municipally operated housing companies or similar corporations.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 97

Kingston, Ontario,
September 6th, 1972.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That List of Accounts No. 6 dated June 30th and List of Accounts No. 7 dated July 31st, 1972, in the amounts of $372,072.29 and $1,389,868.26 respectively, for expenditures incurred under proper authorization, be confirmed.

   (Note: Copies of Lists distributed to all Members of Council.)

2. That the following resolution of the City of Chatham be NOT ENDORSED:

   "WHEREAS municipally owned property lying in another municipality is exempt from taxation by the municipality in which it is situated and,

   WHEREAS such property receives all of the services and benefits as made available to properties by the municipality in which it is situated and,

   WHEREAS such properties exist for the use and benefit of the ratepayers in an outlying municipality, and they serve no purpose for the ratepayers of the municipality in which they are situated and,

   WHEREAS some municipalities have become landlords on a large scale, and are leasing surplus premises to tenants who would otherwise occupy space in taxable property, and

   WHEREAS this results in unfair competition for tax paying property owners and,

   WHEREAS in cases where the Province of Ontario is a tenant in such municipally owned property it pays no grant in lieu of taxes, although a grant is paid where the Ontario Government operates from property owned by it or by a private citizen and,

   WHEREAS in such circumstances the municipality in which the property is situated receives neither taxes, nor grants in lieu of taxes and,

   WHEREAS there is no justification and no equity in this procedure,

   NOW THEREFORE BE IT RESOLVED that the Council of the City of Chatham request the Government of the Province of Ontario, to amend the legislation to provide for taxation of municipally owned property lying in another municipality, at least to the extent that such property exceeds the municipal requirements of the municipality which owns it, or to provide for grants in lieu of taxes where the Province of Ontario occupies municipally owned property and for taxation on the remaining municipally owned surplus property rented to other tenants."

3. That the account of Maxwell Printers and Bookbinders, in the amount of $303.15, for printing of 500 Local 109 Union Agreements, be approved for payment.

4. That the account of Messrs. Hardtman and Martin, City Solicitors, in the amount of $350.00 for legal counsel in the matter of the City's application to the Ontario Municipal Board for approval of Restricted Area By-Law No. 7265, to permit the following uses on City owned land adjacent to 440 King Street West:

   (1) Creativity Centre;
   (2) Home for the Aged; and
   (3) Home for the Handicapped;

   at the Hearing held on August 2nd, 1972, be approved for payment.

5. That the resignation of Mrs. Dorothy Geiger from the Housing Sub-Committee of the Fire, Legislation and Housing Committee be accepted, and appreciation for her services as a member of the Committee be extended to her.

6. That, as recommended by the City Treasurer, an N.C.R. 32 reconditioned posting machine be purchased from National Cash Register Company at a price of $2,400.00, plus Provincial Sales Tax; and further, that the following budget transfer be approved to provide additional funds required to purchase this equipment:

FINANCE COMMITTEE	Increase	Decrease
GENERAL ADMINISTRATION		
- Purchase of New Equipment	$294.00	-
- Salaries	-	$294.00

7. That, subject to Bell Canada and Public Utilities Commission advising that they have no objection to the proposed location of the pedestrian tunnel, the City of Kingston enter into an agreement with Queen's University and Kingston General Hospital to permit them to construct an underground pedestrian tunnel beneath Stuart Street from the Lower Campus Parking Garage to the Health Sciences Centre, as shown on Site Plan Drawing A-1 prepared by Reid, Crowther and Partners Limited, Consulting Engineers, and Lee, Elken and Becksted, Consulting Architects, dated August 1972, on the understanding that:

   (1) the construction of the tunnel will be at no cost to the City;

   (2) all necessary cut permits will be obtained;

   (3) Queen's University and Kingston General Hospital will save the City harmless from any claims arising from this agreement; and

   (4) a nominal rental of $1.00 per year will be paid to the City by the University and the Kingston General Hospital.

8. That the account of the Men's Residence, Queen's University, in the amount of $3,176.25, for a dinner sponsored by the City on August 24th, 1972, at the Canadian Association of Fire Chiefs' Convention, be approved for payment.

   (Note: There is provision for this expenditure in the appropriation "Finance - Public Receptions.")

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9. That the account of Haldane Electric Supply Limited in the amount of $380.00 for supply and installation of an air conditioner in the Machine Room, City Hall, be approved for payment.

(Ald. Keenleyside opposed).

10. That Clause 19, Report No. 75 (1972), which reads as follows:

> "That Mr. G.S. Parkhurst be offered Lot 12, Registered Plan 450, Weller Avenue for $4,500.00; and Lot 14, Registered Plan 450, Weller Avenue, for $2,500.00; and that one-half of Noble Street be offered to each of the abutting property owners at $4,500.00 each; these amounts being the appraised values,"

be amended to read:

> "That the offer of Mr. G.S. Parkhurst to pay $4,500.00 for Lot 12, Registered Plan 450, Weller Avenue; and $2,500.00 for Lot 14, Registered Plan 450, Weller Avenue, in accordance with the appraised value; and his offer to pay $4,000.00 for the closed portion of Noble Street be accepted; it being noted that Mr. Parkhurst has submitted in writing he does not intend to propose now or later that the purchase price of Noble Street should be nominal, i.e. $1.00; it also being noted that Mr. Parkhurst is the owner of the abutting lot on the east side of Noble Street and has an option to purchase the abutting lot on the west side."

- and -

that an application be made to His Honour Judge Alan Campbell, to close the unopened road allowance known as Noble Street, having a frontage of 66 feet on Weller Avenue and a depth of 150 feet, pursuant to Section 86(1) of The Registry Act.

Respectfully submitted,

(CHAIRMAN)

The Committee on Finance and Accounts may present the following clause:

11. That, to reserve funds for repairs to the 1965 LaFrance Elevated Platform Fire Truck, which malfunctioned while in service at a fire on August 1st, 1972; and to implement the Chief Building Inspector's recommendations to protect and make safe the Bishop's House on the former Notre Dame Convent property, the following budget appropriation amendments be approved:

	Decrease	Increase
KINGSTON, FRONTENAC & LENNOX & ADDINGTON HEALTH UNIT	$ 13,000.00	-
FINANCE - Contingencies, Unallocated	-	$ 2,500.00
Contingencies - Provision for Aerial Ladder Repairs	-	8,500.00
CITY PROPERTY - Lands and Building Maintenance	-	2,000.00
	$ 13,000.00	$13,000.00

NOTE: Costs involved re Bishop's House - $200.00 for capping walls; $1,200.00 for contractor demolition and filling in basement.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 6 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 7 their second reading.

Ald. Brightman, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 4 to 6 their third reading.

(e) That By-Laws 4 to 15 be given their third reading.

(1) A By-Law to Authorize the Execution of An Agreement With Taggart Construction Limited For the Construction of Storm Sewers and Sanitary Sewers (Contract 72/11W)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7479)
Clause 2, Report No. 94, 1972.

(2) A By-Law to Amend By-Law No. 7, "A By-Law to License And Regulate Certain Trades" (Car Washes)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7480)
Clause 3, Report No. 96, 1972.

(3) A By-Law to Authorize the Execution of An Agreement With Queen's University And Kingston General Hospital to Permit Construction of An Underground Pedestrian Tunnel Beneath Stuart Street From the Lower Campus Parking Garage to the Health Sciences Centre

(FIRST AND SECOND READINGS) (PROPOSED NO. 7481)
Clause 7, Report No. 97, 1972.

(4) A By-Law to Authorize the Execution of An Agreement With Joseph Anghelescu Trading Under the Name of Richard's Food Market (Boulevard Use License - 72 Thomas Street)

(THREE READINGS) (PROPOSED NO. 7482)
Clause 2, Report No. 93, 1972.

(5) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Merchandise Displays on Boulevard)

(THREE READINGS) (PROPOSED NO. 7483)
Clause 2, Report No. 93, 1972.

(6) A By-Law to Authorize An Application to the Judge of The County of Frontenac to Close Noble Street

(THREE READINGS) (PROPOSED NO. 7484)
Clause 10, Report No. 97, 1972.

(7) A By-Law to Dedicate One Foot Reserves As Part of Wilson Street (Registered Plans No. 478 and 1391)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6961)
Clause 3, Report No. 37, 1971.

(8) A By-Law to Authorize the Execution of An Agreement With Queen's University At Kingston to Provide For the Maintenance of The Centre Boulevard on University Avenue From Union Street to Stuart Street

(THIRD READING) (PROPOSED NO. 7413)
Clause 8, Report No. 75, 1972.

BY-LAWS (cont'd)

(9) A By-Law to Amend By-Law No. 3078, "Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas")Rezone Northwest Corner of Concession and Macdonnell Streets From R2 to C2 To Permit Operation of a Gasoline Bar Only

(THIRD READING) (PROPOSED NO. 7446)
Clause 1, Report No. 88, 1972.

(10) A By-Law to Amend By-Law No. 3795,"A By-Law to Regulate the Use of Land For Storing Used Motor Vehicles (For the Purpose of Wrecking Or Dismantling Or Salvaging Parts Thereof For Sale or Other Disposal)"

(THIRD READING) (PROPOSED NO. 7447)
Clause 1, Report No. 91, 1972.

(11) A By-Law to Amend By-Law No. 1556, "A By-Law to Provide For Paying An Annual Allowance to the Members of the Council of The Corporation of The City of Kingston" (Increase Remuneration For Mayor and Aldermen)

(THIRD READING) (PROPOSED NO. 7448)
Clause 3, Report No. 91, 1972.

(12) A By-Law to Amend By-Law No. 41, "A By-Law Respecting the Polling Subdivisions of the City of Kingston" (Revised Description of Certain Polls)

(THIRD READING) (PROPOSED NO. 7449)
Clause 10, Report No. 91, 1972.

(13) A By-Law to Authorize the Purchase of 2,551 Square Feet of Land On the South Side of Princess Street From Doc Myles Tire and Service Centre Limited

(THIRD READING) (PROPOSED NO. 7451)
Clause 10, Report No. 92, 1972

(14) A By-Law to Authorize the Purchase of 941 Square Feet of Land on the South Side of Princess Street From Firestone Tire and Rubber Company of Canada Limited

(THIRD READING) (PROPOSED NO. 7452)
Clause 12, Report No. 92, 1972.

(15) A By-Law to Provide For the Remuneration of the Appointed Members of the Parks, Recreation and Property Committee

(THIRD READING) (PROPOSED NO. 7478)
Clause 3B, Report No. 91, 1972.

MOTIONS

The following Notice of Motion was received:

(1) Moved by Alderman Watts,
Seconded by Alderman Travers,

That the congratulations of Council be extended to the Honourable Edgar J. Benson on his appointment to the position of President of the Canadian Transport Commission and the appreciation of Council be recorded for his outstanding service to the nation as a cabinet minister and as a representative for Kingston and the Islands, especially for his support of the restoration of the City Hall Portico, the development of the Marina and the Airport.

Local Govt.

CITY COUNCIL MEETING NO. 17

The Regular Meeting of City Council Was Held in the Council Chamber on TUESDAY, September 12, 1972, at 8:07 p.m. His Worship Mayor Swain presiding.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (14)

TABLING OF DOCUMENTS

Council consented to the addition of Document (83) for presentation to Council.

(77) Copy of *Design For Development, Phase Three,* a Statement by The Honourable William G. Davis, Premier of Ontario, to the Legislature, Friday, June 16, 1972, and Statement by The Honourable W. Darcy McKeough, Treasurer of Ontario, to the Founding Convention of The Association of Municipalities of Ontario, in Ottawa, June 19, 1972.

(78) From The Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to July 31, 1972.

(Note: Copies distributed to each Member of Council.)

(79) Accident Investigation and Reporting, Canada Occupational Safety Manual, Part 3, from the Accident Prevention and Compensation Branch, Canada Department of Labour, Ottawa.

(80) The City of Kingston, Municipal Day Care Centre, 610 Montreal Street, booklet prepared to help the Parent use the services.

(81) Copy of the Canada Labour Code, Part III, and the Canada Labour Standards Regulations from the Canada Department of Labour, Ottawa.

(82) Copy of the Ontario Water Resources Commission Annual Report, January 1st, 1971 to March 31st, 1972.

(83) Ontario Fire College Calendar, 1973, For the Advanced Training of Fire Department Officers, prepared by the Ministry of the Solicitor General, Division of Public Safety.

MINUTES

Moved by Alderman Matthews,
Seconded by Alderman Speal,

That the Minutes of City Council Meeting No. 16, held on August 28, 1972, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications (381) to (385) for presentation to Council.

To Be Filed:

(367) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the Ontario Municipal Board Hearing of an application by the Corporation of the City of Kingston for approval of its Restricted Area By-Law 7265, passed the 14th day of February, 1972, on property known as 440 King Street, West, stating that the Panel Chairman said that in his view the applicant City had overcome the previous Board Panel's objection that parts of the by-law were vague and lacking in specifics. Furthermore the uses proposed for the Creativity Centre were not drastically dissimilar from existing uses. Accordingly the application would be approved.

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(368) From C. W. Gibson, Fire Chief, Kingston, thanking the Members of Council for the wonderful Banquet provided for the C.A.F.C.

(369) From Mr. R. J. Kennedy, Vice-Principal, (Administration) Queen's University, stating:

> *"Thank you for your letter of 5 September informing us that Alderman Keyes and Mr. Linseman have been named as City members of our K.G.H/Queen's Parking Commission.*
>
> *We expect that the Commission will hold its first meeting within a few weeks and we are delighted that the City of Kingston will be represented by such able and experienced men as Alderman Keyes and Mr. Linseman."*

(370) From Mr. D. A. Gordon, A.M.C.T., Township of Kingston, enclosing a copy of the determination made under Section 90, sub-section 8 of the Separate Schools Act which states:

Assessment

Frontenac County

Total Actual Assessment	17,056,490
City of Kingston	11,319,510
Other	5,736,980

City of Kingston - Separate Schools Trustees	- 9
Other	- 5
Total	14

(371) From Mr. R. L. Clark, for A/Chief, Flight Standards and Regulations Division, Civil Aviation Branch, Department of Transport, Ottawa, a copy of the draft agreement for the purchase of the Airport.

(Note: Copies distributed to all Members of Council.)

(372) From Mr. E. J. Whaley, Corporate Secretary, Ontario Housing Corporation, Toronto, stating:

> *"This is to acknowledge the receipt of your letter dated August 30th 1972, wherein you advise that on August 28th, your Council approved the award of a contract to Headway Corporation Limited for the construction of 184 family housing units and 52 one-bedroom units for senior citizens. It is further noted that the 62 family housing units scheduled for construction on Guthrie Drive should also be constructed by Headway Corporation Limited.*
>
> *Thank you for this information."*

(373) From Mr. E. J. Whaley, Corporate Secretary, Ontario Housing Corporation, Toronto, stating:

> *"This is to acknowledge the receipt of your letter dated August 30th, wherein you advise that on August 28th 1972 your Council passed a resolution requesting Ontario Housing Corporation to provide snow removal on the fire lanes in the Headway Corporation Limited project at Weller Avenue and Wiley Street, to enable Fire Department vehicles to get within two hundred feet of all dwelling units.*
>
> *The appropriate corporate components have been advised accordingly."*

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Industrial Commission:

(374) From the Eastern Ontario Development Council, Zone 1, notifying of the "Triple 'P' Conference" to be held in the Legion Hall, Pembroke, Ontario, on October 2 and 3, 1972 and stating that the following subjects will be discussed:

(1) Death of the small municipality.
(2) Jobs for Eastern Ontario - How and why not?
(3) Mother, why can't I go in for a swim?
(4) Government - Policy vs. People.

To Be Referred to the Parks, Recreation and Property Committee:

(375) From Mr. H. Y. Yoneyama, P. Eng., Executive Director, Office of the Executive Director Safety and Technical Services Division, Department of Labour, Toronto, stating that there is rising concern throughout the Province regarding the structural adequacy of municipal arenas. The collapsing of arenas, in most cases, have resulted from snow loading which exceeded the capabilities of the buildings which, in turn, had not been designed to meet the structural requirements of the National Building Code for the particular locality involved and requesting that if the design of our arena was not prepared by a suitably qualified professional engineer, it is suggested that a check of the design be made by such an individual without delay.

(376) From Mr. J. McNair, P. Eng., Director, Safety and Technical Division, Ontario Department of Labour, Toronto, stating, to assist in their function under the Industrial Safety Act, 1971, Section 17(1)(b), they request information regarding all arenas, both public and private, in the Province, and asking if the attached list of arenas in the City of Kingston and Kingston Township is complete and correct.

To Be Referred to the City of Kingston Planning Board:

(377) From Mr. Lloyd Cushing, 296 Avenue Road, Kingston, objecting to the Zoning, Proposed Glenarden - Strathcona Subdivision.

(378) From the following persons objecting to the Zoning - Density Reduction By-Law No. 7264:

(1) Mr. E. C. Churchill,
Kingston News Service,
128 Ontario Street,
Kingston, Ontario.

(2) Mrs. Molly Cohen,
410, 412, 416 & 418 Bagot Street,
Kingston, Ontario.

(3) Mrs. Lilly Frankel,
359 Nelson Street,
153 & 155 Concession Street,
Kingston, Ontario.

(4) Mrs. Geraldine R. Tepper,
622-624 Princess Street,
177 Nelson Street,
Kingston, Ontario.

To Be Referred to the Fire, Legislation and Housing Committee:

(379) From the City of Waterloo requesting that their following resolution be endorsed:

> *"That the Ontario Government be petitioned to pass specific legislation requiring the removal of locks from ice-boxes and refrigerators that are discarded and not being used for their normal purpose."*

COMMUNICATIONS (cont'd)

To Be Referred to the Fire, Legislation and Housing Committee and the Housing Sub-Committee:

(380) From Mr. J. B. Raine, Manager, Central Mortgage and Housing Corporation, stating:

> *"Thank you for your letter of August 30. 1972, advising of a resolution by the Housing Sub-Committee that an application be made to CMHC for a grant to provide for a pilot study in Kingston devoted to the examination and assessment of the effect of the proposed amendments on rehabilitation on an actual situation.*
>
> *The proposed amendments referred to are contained in Bill C-213, an Act to amend the National Housing Act. I understand that this has had first reading just prior to Parliament being prorogued.*
>
> *In the meantime discussions concerning amendments to the Act are going on with provincial representatives and you may recall that at the recent conference of provinces in Halifax there was press reports on these proposed amendments. As these amendments are proposed, we are not, of course, able to offer any comments at all on them.*
>
> *However, with regard to the resolution, I can advise you that Queen's University School of Urban and Regional Planning through George Muirhead has made an application for a grant under Part V of the present National Housing Act for a feasibility of rehabilitation for Senior Citizens in Kingston. As the application was made directly to Head Office, I am not sure how it stands, but perhaps Mr. Muirhead would have more information on this.*
>
> *As mentioned, the Bill has first reading and of course, we can not determine at this time, anyway, when the second or third reading may take place.*
>
> *If we can be of any further assistance please do not hesitate to get in touch with us."*

To Be Filed:

(381) From the Ontario Municipal Board a copy of the Order of the Board made on the 8th day of June, 1972, in connection with the appeal made by George Kosiadis against a decision of the Committee of Adjustment of the City of Kingston dated the 16th day of July 1971, dismissing an application by the said George Kosiadis and stating that the appeal was dismissed.

(382) From Mr. J. Bourassa, Chief, Aids to Navigation, Marine Services, Department of Transport, Ottawa, acknowledging receipt of letter of September 5, 1972, enclosing proof of publication of the necessary advertising concerning application for approval of fill to be placed in Kingston Harbour in front of Lots 22 and 23, Con. 1, formerly in the Township of Kingston, now in the City of Kingston, and stating that at the expiration of one month from last date of advertising, the application will receive further consideration.

To Be Referred to the Airport Committee:

(383) From Mr. Clint J. Keller, Executive Assistant, Minister of National Defence, Ottawa, stating:

> *"On behalf of my Minister I acknowledge your letter date of July 25, 1972 to Mr. R. W. Goodwin, of the Ministry of Transport concerning the acquisition of the Kingston Airport.*
>
> *Mr. Benson very much appreciates having a copy of this letter brought to his attention."*

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board:

(384) From the following persons objecting to the Zoning - Density Reduction By-Law No. 7264:

(1) Mr. & Mrs. A. Walker,
36 Pine Street,
Kingston, Ontario.

(2) Mrs. Irene Mooney,
371 Division Street,
Kingston, Ontario.

(3) S. Anglin Co. Limited,
Harold C. Anglin,
President,
Bay, Wellington, Rideau & North Streets,
Kingston, Ontario.

(4) M. J. Abramsky,
Joseph Abramsky & Sons Ltd.,
Kingston, Ontario.

(5) Harry Abramsky,
Mort Abramsky,
Joseph Abramsky,
Joseph Abramsky & Sons Ltd.,
Kingston, Ontario.

(6) David T. Humphries for
Heather Humphries,
478 Frontenac Street,
Kingston, Ontario.

(385) From Mrs. Helen Richards Campbell, 104 Pine Street, Kingston, objecting to the proposed Zion Calvary Complex at 106 Pine Street.

REPORTS

Alderman Keyes presented Report No. 93 of the Traffic and Streets Committee as follows.

Moved by Alderman Keyes, Seconded by Alderman Vosper, That Report No. 93 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 93

To the Mayor and Members of Council Kingston, September 5, 1972.

The Traffic and Streets Committee reports and recommends as follows:

1. That the resolution of the City of Hamilton to petition the Provincial Government to implement legislation requiring a safety check on all motor vehicles at least once a year to ensure that they are in safe operating condition be NOT endorsed, since there are not enough facilities to check every motor vehicle once a year, and since the frequency of motor vehicle safety checks should vary with the age of and mileage on motor vehicles because the wear and tear associated with age and mileage will increase the likelihood that a motor vehicle is defective.

CARRIED 13:1

2. That a by-law be presented to Council to authorize the execution of a licence agreement with Mr. Joseph Anghelescu, proprietor of Richard's Food Market, to permit him to display merchandise on stands on the boulevard in front of his place of business at 72 Thomas Street subject to the following conditions:

REPORTS (cont'd)

Report No. 93 - Traffic and Streets Committee: (cont'd)

2. (cont'd)

(a) merchandise on display shall be permitted within the area marked in green on the Plan of Survey of Parts of Lost 47 & 48, Reg. Plan No. 154, dated March 31, 1969, as prepared by Humphries & Burgham, Ontario Land Surveyors, and such merchandise shall be raised at least two feet above the level of the street;

(b) all merchandise, produce, display tables, stands and other articles shall be removed from the boulevard when the store is closed;

(c) an annual rental fee of 50¢ per square foot shall be paid to the City by the property owner on the area on which the display of merchandise is permitted.

(d) the property owner shall acquire insurance coverage satisfactory to the City Solicitor to save the City harmless and free of all claims;

(e) the use of the boulevard for display of merchandise may be terminated by the City on ten days' notice;

- and -

that a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets" to provide that notwithstanding the provisions of By-Law No. 10, Mr. Joseph Anghelescu, proprietor of Richard's Food Market, shall be permitted to display merchandise on stands on the boulevard in front of his place of business on Thomas Street subject to the foregoing conditions.

(See By-Laws 4 & 5; No. 7482 & 7483) *CARRIED 12:2*
(Ald. Hagerman and Ald. Timmins opposed.)

Respectfully submitted,

(signed) K. Keyes (CHAIRMAN)
G. W. Vosper
G. N. Speal
Earl J. Blaney
W. T. J. Cook

Alderman Webb presented Report No. 94 of the Public Works Committee as follows.

Moved by Alderman Webb, Seconded by Alderman Blaney, That Report No. 94 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 94

To the Mayor and Members of Council. Kingston, September 5, 1972.

The Public Works Committee reports and recommends as follows:

1. That the quotation of the Tennant Company, 2 Jody Avenue, Toronto, dated August 4, 1972, in the amount of $7,233.10, to supply one new Tennant 260 Sidewalk Power Sidewalk Sweeper be accepted and that the expenditure be charged to Public Works' Equipment Reserve Account, being the only quotation received.

CARRIED 11:3
(Ald. Cook, Ald. Keenleyside & Ald. Hagerman opposed.)

REPORTS (cont'd)

Report No. 94 - Public Works Committee: (cont'd)

2. That the tender of Taggart Construction Limited, in the amount of $207,406.00, for the construction of storm sewers and sanitary sewers in the following streets, be accepted being the lowest tender received subject to the approval of the Ministry of Transportation and Communications:

Regent St. from Mack to Dunlop St.
College St. from Brock to Carruthers Ave.
Johnson St. from Macdonnell to Victoria St.
Brock St. from College to Napier St.
Mack St. from Regent to Alamein Dr.

(See By-Law 1: No. 7479)

CARRIED 13:1
(Ald. Keenleyside opposed.)

3. That the following accounts be paid:

Grand and Toy Ltd. - $342.72 - office furniture for City Yard
Alton Hadley Ltd. - $549.93 - repair parts for equipment #213 tractor/'dozer

CARRIED

4. That the reconstruction of the concrete curbs and concrete curbs and gutters listed in the Special Information for Tenderers of Contract 72/12 be done by day labour under the direction of the Commissioner of Works as no tenders were received for this work.

CARRIED

Respectfully submitted,

(signed) *G. L. Webb* (CHAIRMAN)
Earl J. Blaney
T. A. Hagerman
E. Watts

Alderman Keenleyside presented Report No. 95 of the Parks, Recreation and Property Committee as follows.

Council consented to the addition of Clause 4 for presentation to Council.

Moved by Alderman Keenleyside, Seconded by Alderman Brightman, That Report No. 95 of the Parks, Recreation and Property Committee be received and adopted clause by clause.

REPORT NO. 95

To the Mayor and Members of Council. Kingston, September 6, 1972.

The Parks, Recreation and Property Committee reports and recommends as follows:

1. That the following accounts be paid:

Buy-Rite Ltd. - $968.80 - ice supplies
Glen Supply Co. - $498.46 - lumber
Hobby Nook & Divers Den - $315.55 - playground supplies
MacLachlan Lumber Co. (Kingston) Ltd. - $401.80 - lumber
Frontenac Coach Lines Ltd. - $405.00 - Day Camp trips during period July 3 to 14, 1972
Frontenac Coach Lines Ltd - $405.00 - Day Camp trips during period July 17 to 28, 1972
Sun Dry Laundry - $1,500.00 - used boiler for steam museum being only quotation received.
Thomas Murray - $464.25 - supply and installation of electrical equipment in Parks Department Greenhouse

CARRIED

REPORTS (cont'd)

Report No. 95 - Parks, Recreation and Property Committee: (cont'd)

2. That the attached resolution marked Schedule "A" of the City of Woodstock regarding Hockey Canada be not endorsed as the Canada/Russia hockey series is well underway.

CARRIED 10:3

(See Following Motion of Amendment Which Was Lost.)

Moved by Alderman Vosper,
Seconded by Alderman Webb,

That the word "well" be deleted from the third line of Clause 2, Report No. 95.

LOST 4:10

3. That the following resolution of the City of Belleville be endorsed:

"That the Council of the City of Belleville objects very strongly to the decision of the Government to pay grants only to municipalities having a population of 25,000 persons or less and that the City at the present time have several applications for grants pending before the Department, noting that these projects were proceeded with in good faith with the understanding at the time that grants were available and in their view there is nothing in the Act as it is written to indicate that municipalities with populations of more than 25,000 persons were not eligible for grants.

Therefore the City Council respectfully request that favourable consideration be given to the applications for grants already filed, on projects which are now underway, noting that these projects were undertaken with the assumption that grants would be available."

CARRIED

4. That the tender for Uniform Work Clothing for the Parks Department and the Public Works Department be awarded, in part, as follows being the lowest tenders received meeting specification requirements:

Whitwear Uniform Manufacturing		
843 Jackets	$4,563.44	
1124 pr Trousers	6,294.40	
		$10,857.84
Goodue Manufacturing Co. Ltd.		
500 pr Lined Coveralls		6,720.00
		$17,577.84
Ontario Retail Sales Tax		878.89
Total T.I.P. fob Kingston		$18,456.73

subject to the concurrence of the Public Works Committee.

Allocation of Cost

Parks Department	$2,163.84
Ontario Retail Sales Tax	108.19
	$2,272.03
Public Works Department	$15,414.00
Ontario Retail Sales Tax	770.70
	$16,184.70

CARRIED

Respectfully submitted,

(signed) J. L. Keenleyside (CHAIRMAN)
V. C. Brightman
T. A. Hagerman
G. N. Speal
G. W. Vosper

REPORTS (cont'd)

Report No. 95 - Parks, Recreation and Property Committee: (cont'd)

SCHEDULE "A"

"WHEREAS HOCKEY CANADA has arranged a number of contests with the Russian National Team.

AND WHEREAS it has been decided that Bobby Hull and a number of other stars cannot play against Russia as they have signed the W.H.A. contract.

AND WHEREAS Mr. Clarence Campbell, the President of the N.H.L. decided that it would be in the best interest of the N.H.L. to not permit Bobby Hull and the others aforesaid stars to play on at least two grounds which perhaps are:

(a) Since "Hull is a showpiece of the W.H.A. we are certainly not going to provide him with a sounding board from which to extol the virtues of the W.H.A."

(b) Insurance Reasons. WHEREAS it would be possible for Hockey Canada or the Canadian Government to provide Insurance.

AND WHEREAS it is unlikely that hockey fans will forget the above Bobby Hull whether he plays or doesn't play and perhaps his name and the others will be more publicized if they don't play by constant publicitiy to the fact that they are not playing and have been refused.

AND WHEREAS it is possible the N.H.L. and maybe the W.H.A. will lose fan support and suffer attendance loss and loss of goodwill and prestige if the Russian team is successful on this one occasion in defeating this Canadian Professional team or even tieing the said Canadian Team.

AND WHEREAS it is common desire for fans to desire to want to see the best and if Canada does not show well it might be that World Hockey in the future is considered the best and better than Canadian Hockey.

AND WHEREAS a great deal of Nationalism and Canadian pride can be created by a sound Canadian victory over a Communistic nation which as been very successful in world competition.

AND WHEREAS a victory by Russia would greatly enchance Russia's position in the "Cold War".

AND WHEREAS the N.H.L. could also lose by the attitude that they are taking.

BE IT RESOLVED:

(1) that Hockey Canada and the Canadian Government be petitioned to offer to provide insurance for all players on the aforesaid Canadian team;

(2) that each N.H.L. team be petitioned to attempt and permit Bobby Hull and the others aforesaid to play and attempt to beat the Russian team;

(3) that Clarence Campbell and Hockey Canada be also petitioned as aforesaid;

(4) that copies of this resolution be sent to Prime Minister Trudeau, Hockey Canada, Minister of Health, Wally Nesbitt, M.P.P., President of every N.H.L. team and Mr. Clarence Campbell;

(5) that copies of this resolution be sent to all municipalities and they be requested to consider supporting the herein resolution and advising the appropriate parties.

REPORTS (cont'd)

Alderman Travers presented Report No. 96 of the Fire, Legislation and Housing Committee as follows.

Council consented to the addition of Clause 10 for presentation to Council.

Moved by Alderman Travers, Seconded by Alderman Matthews, That Report No. 96 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 96

To the Mayor and Members of Council. Kingston, September 7, 1972.

The Fire, Legislation and Housing Committee reports and recommends as follows:

1. That, as recommended by Fire Chief C. W. Gibson, the following recommendations of the Ontario Association of Fire Chiefs be endorsed and referred to the provincial-municipal task force which has been appointed to conduct a review of the entire inspection field in the Province of Ontario:

"WHEREAS Part 3, 'Use and Occupancy of the Building,' and Section 6.7, 'Fire Alarm and Fire Extinguishing Equipment,' and Sub-Section 8.8.2. 'Fire Protection,' plus Section 9.10, 'Fire Protection,' are mostly concerned with Fire Safety in buildings and, Fire Departments are required to provide protection to the occupants as well as Firefighters after the building has been completed and occupied;

THEREFORE BE IT RESOLVED that the Fire Department should administer those parts of the Building Code relative to Fire Safety, and should be named as the authority having jurisdiction; and

WHEREAS many Fire Authorities have found deficiencies in Fire Safety Requirements when persons are permitted to occupy the building when only partially completed, and fire hazards are greatly increased due to the storage of flammable cartons and furnishings throughout the unfinished portions of the structure;

THEREFORE BE IT RESOLVED that an occupancy permit must be issued and signed jointly by the Fire Authority and the Building Authority before the structure is occupied in the interest of life safety from fire, etc.; and

WHEREAS the National Building Code of Canada 1970 refers to the National Fire Protection Association Fire Codes - page 241, Sub-section 6.7.2.1(1), The National Fire Protection Association Fire Codes - page 247, Sub-section 6.7.4.2(1) and the Canadian Standards Association - page 220, Sub-section 6.2.3.1.(3) and other such references referred to in the National Building Code of Canada 1970;

THEREFORE BE IT RESOLVED that the words 'as amended', be added to such references; and

WHEREAS the National Building Code of Canada 1970, Section 3.1.7.2(4) permits the use of a 20 minute fire rated door, opening into a public corridor from an individually rented room or suite of rooms where the Fire Separation required is one hour or less, and whereas this will be a reduction in protection to occupants of apartment buildings in not providing sufficient protection from the corridors to other rooms or suite of rooms;

THEREFORE BE IT RESOLVED that the Ontario Uniform Codes Committee amend Section 3.1.7.2(4) to read as follows:

> *'A door used as a closure or separation between rooms, suite of rooms and a public corridor shall have as a minimum one hour fire rating'; and*

WHEREAS in adequate safety provisions are apparent for the protection of the occupants within residential buildings and buildings of high occupancy of 60 feet or 6 storeys or more in height;

REPORTS (cont'd)

Report No. 96 - Fire, Legislation and Housing Committee: (cont'd)

1. (cont'd)

THEREFORE BE IT RESOLVED that:

1. *Smoke detection shall be provided in all recirculated air ducts;*
2. *Smoke and sprinkler annunciation shall be provided from each floor level and installed with the present requirement of the National Building Code of Canada 1970;*
3. *Emergency telephones shall be mandatory in all elevators and all stairwells at each floor level;*
4. *Scuppers or drains should be a requirement in the bathroom of each apartment unit to control unnecessary water damage."*

CARRIED

2. That Fire Chief C. W. Gibson and all members of the Kingston Fire Department be thanked for their efforts in bringing the Canadian Association of Fire Chiefs' Conference to Kingston during the week of August 20th - 26th, 1972; and congratulated for conducting the Conference in a very successful manner.

CARRIED

3. That By-Law No. 7, "A By-Law to License and Regulate Certain Trades," be amended by adding the following as Section 71:

71. In addition to the general licensing and regulating provisions contained in By-Law No. 7, the following licensing and regulating provisions shall apply to the owners or operators of car washes.

(1) Definitions

(a) For the purposes of this by-law, a "car wash" means a building or place where motor vehicles are washed, cleaned or polished for a fee or charge, excluding public garages and service stations.

(b) "Wash line" means the area in which vehicles are being washed, dried or cleaned.

(c) "Waiting line" means the area in which vehicles are waiting to enter the wash line.

(d) A structure in which the washing of cars is carried out by manual methods or means shall be deemed to contain one wash line, provided not more than fifteen bays are used, or intended to be used, in whole or in part, for the washing of cars or the operation of car washing equipment and the place of access to the structure shall be deemed to be the portal which provides the first possibility of entering the structure whether the bays to which access is provided by the portal are occupied or not and the place of egress from the structure shall be considered to be the portal which is nearest to any point of vehicular access to a public highway.

(e) Every licensee, who operates an automatic car wash, upon the licensed premises shall provide for each wash line storage space at the place of access to the structure sufficient to accommodate at least thirty vehicles with each vehicle having a space of at least 22' long and 8' wide with the waiting lines clearly defined by approved markings or barriers and with a minimum of twenty of the spaces in a single waiting line, provided, however, that :

REPORTS (cont'd)

Report No. 96 - Fire, Legislation and Housing Committee: (cont'd)

3. (cont'd)

(e) (cont'd)

(a) no waiting line shall be obstructed by parked vehicles, and

(b) the inside turning radius for a waiting line shall not be less than twenty feet and where more than a single waiting line is provided, the minimum inside turning radius shall be increased from twenty feet in increments of ten feet for each additional waiting line.

(3) A waiting line shall be physically separated from all other traffic movements and the vehicles in a waiting line shall be prevented from having access to the gasoline pumps and other service facilities of the public garage by a physical barrier.

(4) In addition to the provisions of sub-sections (1) and (2), the licensee, who operates an automatic car wash, shall upon the licensed premises provide storage space, at the place of egress from the structure and on lands contiguous to the structure at the place of egress from the licensed premises, sufficient to accommodate at least four vehicles for each wash line leaving the structure with each vehicle having a space of at least twenty-two feet long and eight feet wide.

(5) The provisions of sub-sections (1), (2) and (3) shall not apply to any licensee who was operating an automatic car wash at the date of enactment of this Section.

(6) The licensee shall keep the licensed premises free from rubbish and in a clean and neat condition, and keep any sidewalk or street upon which such premises abut free from dirt or other foreign substance derived from such premises or resulting from the use thereof.

(7) The licensee shall provide for drainage of surface water from the premises in a manner satisfactory to the Commissioner of Works.

(8) The licensee shall provide a driveway in conformity with By-Law No. 10, "A By-Law Respecting Streets."

(9) The licensee shall ensure that the complete washing operations are carried on within the limits of the building on the premises of the licensee.

(10) The licensee shall ensure that no public nuisance results from the operations of the car wash.

(11) The licensee shall pay an annual license fee of ten dollars ($10.00).

(See By-Law 2: No. 7480) *CARRIED*

4. That, WHEREAS it is desirable that any by-laws governing hours of work apply on an area wide basis, as is the general practice with other municipalities in Ontario, which could not be accomplished by any by-law passed by the City of Kingston; and

WHEREAS a restriction on the hours of operation of barber shops would deprive the residents of Kingston of services they now receive during certain evenings; and

WHEREAS all of the barbers in Kingstonare not in agreement that a by-law restricting hours of work should be enacted; and

WHEREAS the Barbers' Association may apply for regulations governing the barbering industry in Kingston under the provisions of The Industrial Standards Act:

REPORTS (cont'd)

Report No. 96 - Fire, Legislation and Housing Committee: (cont'd)

4. (cont'd)

THEREFORE BE IT RESOLVED that no action be taken on the petition presented at the meeting of City Council on June 12th, 1972, requesting that a by-law be enacted governing the hours and days of closing of the barber shops in Kingston.

NOTE: This is re-affirmation of the Committee's previous decision.

LOST 7:7

(See Following Motions of Amendments Which Were Also Lost.)

Moved by Alderman Matthews,
Seconded by Alderman Blaney,

That Clause 4, Report No. 96, be referred back to the Committee.

LOST 5:9

Moved by Alderman Webb,
Seconded by Alderman Blaney,

That the matter of enacting a by-law governing hours and a closing day be referred to the Fire, Legislation and Housing Committee.

LOST 7:7

Alderman Webb requested a recorded vote which was as follows:

YEAS: Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Speal, Ald. Vosper, Ald. Watts.

NAYS: Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Matthews, Ald. Timmins, Ald. Travers, Ald. Webb.

5. That the following resolution of the Borough of Scarborough be endorsed:

"That the Borough advise the manufacturer of the proposed three quart disposable cartons as containers for milk that they view with disfavour the adoption of this type of packaging."

CARRIED

6. That the following resolution of the City of Kitchener be NOT ENDORSED:

"WHEREAS the activities of companies who make a business of strikebreaking and supplying strikebreakers have been a fruitful source of violence and ill feeling;

AND WHEREAS a strike is essentially a dispute between a Union as collective bargaining agent for a bargaining unit of employees and the employer and the intervention of third parties often leads to a breach of the public peace and the aggravation of the dispute;

AND WHEREAS strikebreaking by the employer and moonlighting by the employee in the case of a strike tends to delay and impede the speedy settlement of the strike:

NOW THEREFORE BE IT RESOLVED:

(a) the Council of the City of Kitchener respectfully asks that the legislature of the Province of Ontario consider amending the Labour Relations Act to provide:

REPORTS (cont'd)

Report No. 96 - Fire, Legislation and Housing Committee: (cont'd)

6. (cont'd)

(i) *that no person contract with any employer to supply strikebreakers on a contract basis or otherwise carry on business as a professional strikebreaker; and*

(ii) *a section which could be invoked either by the employer or the Union and which, when invoked, would during the continuance of a strike or lockout prohibit the employer from employing persons who are not members of the bargaining unit except for preservation of property and prohibit members of the bargaining unit from accepting additional employment beyond that which they are involved at the calling of a legal strike.*

(b) the Council of the City of Kitchener respectfully asks the Parliament of Canada to consider legislation in the way of an amendment to The Criminal Code of Canada or otherwise which would have the effect of prohibiting persons who are not members of a bargaining unit from participating in picketing in any labour dispute between the unit and its employer."

CARRIED

7. That the following resolution of the City of Niagara Falls be endorsed, and the Provincial-Municipal Task Force on the Inspection Field be so advised:

"WHEREAS, Ontario Municipalities have been informed by representatives of the Ministry of Labour of the imminent introduction of a Bill to transfer responsibility for construction safety and trench inspection from local municipalities to the Construction Safety Branch of the Ministry of Labour,

AND WHEREAS, the majority of larger Ontario cities have acquired, over the years, efficient and experienced personnel to carry out the duties required under The Construction Safety Act and The Trench Excavators' Protection Act,

AND WHEREAS, concern has been raised that the proposed transfer of responsibilities, particularly in those larger municipalities presently having experienced staff, will result in a reduction of the calibre of the service now available,

NOW THEREFORE BE IT RESOLVED that the Corporation of the City of Niagara Falls hereby petitions the Provincial Government to make provision that municipalities having a population in excess of 50,000 be granted the authority to carry out the responsibilities of construction safety and trench inspections.

AND BE IT FURTHER RESOLVED that in municipalities having less than 50,000 in population, enforcement of construction safety and trench inspection be placed under the control of the Ministry of Labour or, in areas where Regional Government has been established, that Regional Government be granted the authority to carry out these responsibilities for municipalities located within the Region, having less than 50,000 population."

CARRIED

8. WHEREAS it is reported that the Frontenac County Board of Education is proposing to develop a site owned by them on the west side of Portsmouth Avenue, south of Johnson Street, of 19.5 acres more or less, for commercial purposes in the constructionof an administration building; and

REPORTS (cont'd)

Report No. 96 - Fire, Legislation and Housing Committee: (cont'd)

8. (cont'd)

WHEREAS this property is zoned for residential purposes and is best suited to that use; and

WHEREAS there is a serious shortage of serviced land for home building in Kingston:

THEREFORE BE IT RESOLVED that the Frontenac County Board of Education be asked to consider the use of another site for such a building, thereby making the Portsmouth Avenue site available for residential development; and

WHEREAS the following policy was approved at the Planning Board Meeting of November 25, 1971 and recommended for inclusion in the Official Plan:

> "It shall be the policy of Council to encourage new development and improvement of the Central Business District. Government, administrative, and major commercial office buildings, regarded as being of major significance to the central commercial and administrative core function of the City, shall be encouraged to locate or to remain located in the Central Business District in preference to locations removed from the Central Area,"

THEREFORE BE IT FURTHER RESOLVED that the Frontenac County Board of Education be notified of this policy.

CARRIED

9. WHEREAS the proposed Conflict of Interest Act, 1972, provides that the failure of a Member of a Municipal Council or local board thereof to disclose a pecuniary interest, whether direct or indirect, in any matter that comes before a meeting of the Council or local board, including a committee or other meeting, will render the member liable, on the application of a ratepayer to a county or district court judge, to having his seat declared vacant and being disqualified from being a member of any council or local board for a period of up to seven years; and

WHEREAS Mr. A. P. G. Joy, solicitor for the Municipality of Metropolitan Toronto, has interpreted the proposed legislation as meaning that Members of Municipal Councils who are appointed as Directors, or are shareholders in a municipally operated housing company would have an indirect pecuniary interest solely by virtue of being a Director and/or shareholder; and

WHEREAS Mr. D. L. Hardtman, Q.C., Solicitor for the City of Kingston, agrees that Mr. Joy has correctly interepreted the proposed legislation; and

WHEREAS all of the Members of Council of the City of Kingston are shareholders in City of Kingston Housing Limited; and members of the Finance and Accounts Committee are Directors of Kingston Tercentenary Incorporated:

THEREFORE BE IT RESOLVED that the Attorney General of Ontario be notified of the problems this proposed legislation would cause in municipalities having municipally operated housing companies or similar corporations.

CARRIED

10. That, as requested by the Kingston Jaycees Inc., the week of September 16th to September 23rd, 1972, be proclaimed as "Jaycee Week" in Kingston.

CARRIED

Respectfully submitted,

(signed) *D. J. Travers* (CHAIRMAN)
K. W. Matthews
W. T. J. Cook
T. A. Hagerman
E. Watts

REPORTS (cont'd)

Alderman Webb presented Report No. 97 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clause 11, as amended, and Clause 12 as distributed.

Moved by Alderman Webb, Seconded by Alderman Travers, That Report No. 97 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 97

To the Mayor and Members of Council. Kingston, September 6, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That List of Accounts No. 6 dated June 30th and List of Accounts No. 7 dated July 31st, 1972, in the amounts of $372,072.29 and $1,389,868.26 respectively, for expenditures incurred under proper authorization, be confirmed.

(Note: Copies of Lists distributed to all Members of Council.)

CARRIED

2. That the following resolution of the City of Chatham be NOT ENDORSED:

"WHEREAS municipally owned property lying in another municipality is exempt from taxation by the municipality in which it is situated and,

WHEREAS such property receives all of the services and benefits as made available to properties by the municipality in which it is situated and,

WHEREAS such properties exist for the use and benefit of the ratepayers in an outlying municipality, and they serve no purpose for the ratepayers of the municipality in which they are situated and,

WHEREAS some municipalities have become landlords on a large scale, and are leasing surplus premises to tenants who would otherwise occupy space in taxable property, and

WHEREAS this results in unfair competition for tax paying property owners and,

WHEREAS in cases where the Province of Ontario is a tenant in such municipally owned property it pays no grant in lieu of taxes, although a grant is paid where the Ontario Government operates from property owned by it or by a private citizen and,

WHEREAS in such circumstances the municipality in which the property is situated receives neither taxes, nor grants in lieu of taxes and,

WHEREAS there is no justification and no equity in this procedure,

NOW THEREFORE BE IT RESOLVED that the Council of the City of Chatham request the Government of the Province of Ontario, to amend the legislation to provide for taxation of municipally owned property lying in another municipality, at least to the extent that such property exceeds the municipal requirements of the municipality which owns it, or to provide for grants in lieu of taxes where the Province of Ontario occupies municipally owned property and for taxation on the remaining municipally owned surplus property rented to other tenants."

CARRIED

REPORTS (cont'd)

Report No. 97 - Finance and Accounts Committee: (cont'd)

3. That the account of Maxwell Printers and Bookbinders, in the amount of $303.15, for printing of 500 Local 109 Union Agreements, be approved for payment.

CARRIED

4. That the account of Messrs. Hardtman and Martin, City Solicitors, in the amount of $350.00 for legal counsel in the matter of the City's application to the Ontario Municipal Board for approval of Restricted Area By-Law No. 7265, to permit the following uses on City owned land adjacent to 440 King Street West:

(1) Creativity Centre;
(2) Home for the Aged; and
(3) Home for the Handicapped;

at the Hearing held on August 2nd, 1972, be approved for payment.

CARRIED

5. That the resignation of Mrs. Dorothy Geiger from the Housing Sub-Committee of the Fire, Legislation and Housing Committee be accepted, and appreciation for her services as a member of the Committee be extended to her.

CARRIED

6. That, as recommended by the City Treasurer, an N.C.R. 32 reconditioned posting machine be purchased from National Cash Register Company at a price of $2,400.00, plus Provincial Sales Tax; and further, that the following budget transfer be approved to provide additional funds required to purchase this equipment:

	Increase	Decrease
FINANCE COMMITTEE		
GENERAL ADMINISTRATION		
- Purchase of New Equipment	$294.00	-
- Salaries	-	$294.00

CARRIED

7. That, subject to Bell Canada and Public Utilities Commission advising that they have no objection to the proposed location of the pedestrian tunnel, the City of Kingston enter into an agreement with Queen's University and Kingston General Hospital to permit them to construct an underground pedestrian tunnel beneath Stuart Street from the Lower Campus Parking Garage to the Health Sciences Centre, as shown on Site Plan Drawing A-1 prepared by Reid, Crowther and Partners Limited, Consulting Engineers, and Lee, Elken and Becksted, Consulting Architects, dated August 1972, on the understanding that:

(1) the construction of the tunnel will be at no cost to the City;

(2) all necessary cut permits will be obtained;

(3) Queen's University and Kingston General Hospital will save the City harmless from any claims arising from this agreement; and

(4) a nominal rental of $1.00 per year will be paid to the City by the University and the Kingston General Hospital.

(See By-Law 3: No. 7481) *CARRIED*

REPORTS (cont'd)

Report No. 97 - Finance and Accounts Committee: (cont'd)

8. That the account of the Men's Residence, Queen's University, in the amount of $3,176.25, for a dinner sponsored by the City on August 24th, 1972, at the Canadian Association of Fire Chiefs' Convention, be approved for payment.

> *(Note: There is provision for this expenditure in the appropriation "Finance - Public Receptions.")*

CARRIED

9. That the account of Haldane Electric Supply Limited in the amount of $380.00 for supply and installation of an air conditioner in the Machine Room, City Hall, be approved for payment.

CARRIED 13:1

10. That Clause 19, Report No. 75 (1972), which reads as follows:

> "That Mr. G. S. Parkhurst be offered Lot 12, Registered Plan 450, Weller Avenue for $4,500.00; and Lot 14, Registered Plan 450, Weller Avenue for $2,500.00; and that one-half of Noble Street be offered to each of the abutting property owners at $4,500.00 each; these amounts being the appraised values,"

be amended to read:

> "That the offer of Mr. G. S. Parkhurst to pay $4,500.00 for Lot 12, Registered Plan 450, Weller Avenue; and $2,500.00 for Lot 14, Registered Plan 450, Weller Avenue, in accordance with the appraised value; and his offer to pay $4,000.00 for the closed portion of Noble Street be accepted; it being noted that Mr. Parkhurst has submitted in writing he does not intend to propose now or later that the purchase price of Noble Street should be nominal, i.e. $1.00; it also being noted that Mr. Parkhurst is the owner of the abutting lot on theeast side of Noble Street and has an option to purchase the abutting lot on the west side."

- and -

that an application be made to His Honour Judge Alan Campbell, to close the unopened road allowance known as Noble Street, having a frontage of 66 feet on Weller Avenue and a depth of 150 feet, pursuant to Section 86(1) of The Registry Act.

(See By-Law 6: No. 7484) *CARRIED 13:1*
(Ald. Keenleyside opposed.)

11. That, to reserve funds for repairs to the 1965 LaFrance Elevated Platform Fire Truck, which malfunctioned whil in service at a fire on August 1st, 1972; and to implement the Chief Building Inspector's recommendations to protect and make safe the Bishop's House on the former Notre Dame Convent property, the following budget appropriation amendments be approved:

	Decrease	Increase
KINGSTON, FRONTENAC & LENNOX & ADDINGTON HEALTH UNIT	$11,894.00	-
FINANCE		
Contingencies - Unallocated	-	$1,894.00
Contingencies - Provision for Aerial Ladder Repairs	-	$8,500.00
CITY PROPERTY		
Lands & Bldg. Maintenance	-	$2,000.00
	$11,894.00	$12,500.00

REPORTS (cont'd)

Report No. 97 - Finance and Accounts Committee: (cont'd)

11. (cont')

NOTE: Costs involved re Bishop's House - $800. for capping walls; $1,200. for contractor demolition and filling in basement.

(Health Unit credit has been reduced by $705.26 ($12,500 - $11,894.74) as the Province of Ontario has claimed a share of the interest earned by the Reserve Fund.)

CARRIED

12. That application be made to the Duke of Norfolk, Earl Marshall & Hereditary Marshal of England, College of Heralds, for approval and permission to use the Coat of Arms and Badge, as presented to the Finance Committee on September 12th, 1972.

CARRIED

Respectfully submitted,

(signed) E. V. Swain (CHAIRMAN)
G. L. Webb
J. L. Keenleyside
K. Keyes
D. G. Timmins
D. J. Travers

UNFINISHED BUSINESS

Alderman Keenleyside said that tonight's meeting would be the last regular meeting of Council to be held in the Council Chambers. However, the present Council Horseshoe and Chairs would be retained for future use.

Alderman Webb referred to Communications 381 which stated that the Ontario Municipal Board had dismissed the Kosiadis appeal. The City should have taken immediate action to see that the regular use was discontinued.

Alderman Hagerman said that the building was now up for sale.

Alderman Timmins said that he had received complaints that the owners of race horses were exercising their horses at the Community Centre Race Track while "Expo" was going on and while ball games were being played. This was a hazard to young children as well as to the Race horses.

Alderman Timmins said that the pigeons at the City Hall Old Portico should be controlled.

Alderman Matthews said there was a slackness in by-law enforcement when certain houses onCorrigan Sreet and Quebec Street could be permitted to deteriorate to the extent that they had. He said that the Canadian National Railway should cut the weeds on their property at Elliot Avenue. The weeds should also be cut on the corner of Railway and Patrick Streets and the City should cut the weeds on the Northeast corner of Montreal Street and Sutherland Drive.

Alderman Matthews said City Officials should look after by-law enforcement without waiting for someone to complain.

Alderman Timmins reminded the Members of the invitation of dinner at Rideaucrest on September 14, 1972, with a tour of the Home to precede the dinner.

Alderman Blaney said that now that housing was not in such short supply the Housing Standards By-Law should be more strictly enforced to have necessary improvements made.

UNFINISHED BUSINESS (cont'd)

Mayor Swain referred to a letter in the Kingston Whig-Standard and stated that the writer was in error in saying that Council had authorized payment of $1,500. for the trip to Kiel and for suggesting that the City was paying the travelling expenses for his wife. The Council expenses of the trip to be paid by the City would be much less than $1,500. and the City wouldn't be paying anything toward the travelling expenses of his wife.

Mayor Swain said he had received a memorable reception in Kiel and that the selection of Kingston for the Sailing Events of the Olympics in 1976 was being looked forward to by the sailors from many countries. The sailing tests for the Olympics would begin in Kingston in 1973. At the closing ceremonies at Kiel, Dr. Cloutier had referred to the 1973-1976 sailing events in Kingston and the announcement was loudly applauded.

Mayor Swain said that future Olympic Games would be much different type from those held in Germany with far less emphasis on huge building plans.

Mayor Swain noted that Canadian sailors had received a medal in the Olympic Sailing Events.

Mayor Swain said that he appreciated very much the opportunity of representing the City at the Sailing Events at Kiel. He said that shortly a resolution would be brought in through the Finance and Accounts Committee to Council of an Organizing Committee for the 1976 Sailing Events.

BY-LAWS

Council consented to the addition of By-Laws (16) to (18) for presentation to Council.

(a) Moved by Alderman Cook,
Seconded by Alderman Hagerman,

That By-Laws 1 to 6, plus 16, receive their first reading.

CARRIED

(b) Moved by Alderman Keenleyside,
Seconded by Alderman Keyes,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 7, plus 16, their second reading.

Ald. Brightman, Chairman.

CARRIED

(c) Moved by Alderman Matthews,
Seconded by Alderman Speal,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Alderman Brightman reported that By-Laws 1 to 7, plus 16, had been considered in the Committee of the Whole and had received their second reading with Alderman Keenleyside opposed to By-Law No. 6, Alderman Timmins opposed to By-Law No. 4 and Alderman Webb opposed to By-Law No. 16.

(e) Moved by Alderman Timmins,
Seconded by Alderman Travers,

That Rule 35 be suspended for the purpose of giving By-Laws 4 to 6, plus 16, their third reading.

CARRIED

(f) Moved by Alderman Vosper,
Seconded by Alderman Watts,

That By-Laws 4 to 18 be given their third reading.

CARRIED

BY-LAWS (cont'd)

(1) A By-Law to Authorize the Execution of An Agreement With Taggart Construction Limited For the Construction of Storm Sewers and Sanitary Sewers (Contract 72/11W)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7479)
Clause 2, Report No. 94, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(2) A By-Law to Amend By-Law No. 7, "A By-Law to License and Regulate Certain Trades" (Car Washes)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7480)
Clause 3, Report No. 96, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(3) A By-Law to Authorize the Execution of An Agreement With Queen's University And Kingston General Hospital to Permit Constructionof An Underground Pedestrian Tunnel Beneath Stuart Street From the Lower Campus Parking Garage to the Health Sciences Centre

(FIRST AND SECOND READINGS) (PROPOSED NO. 7481)
Clause 7, Report No. 97, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(4) A By-Law to Authorize the Execution of An Agreement With Joseph Anghelescu Trading Under the Name of Richard's Food Market (Boulevard Use License - 72 Thomas Street)

(THREE READINGS) (PROPOSED NO. 7482)
Clause 2, Report No. 93, 1972

FIRST READING - CARRIED 13:1
SECOND READING - CARRIED 13:1
THIRD READING - CARRIED 13:1
(Ald. Timmins opposed.)

(5) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Merchandise Displays on Boulevard)

(THREE READINGS) (PROPOSED NO. 7483)
Clause 2, Report No. 93, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(6) A By-Law to Authorize An Application to the Judge of The County of Frontenac to Close Noble Street

(THREE READINGS) (PROPOSED NO. 7484)
Clause 10, Report No. 97, 1972

FIRST READING - CARRIED 13:1
SECOND READING - CARRIED 13:1
THIRD READING - CARRIED 13:1
(Ald. Keenleyside opposed.)

(7) A By-Law to Dedicate One Foot Reserves As Part of Wilson Street (Registered Plans No. 478 and 1391)

(SECOND AND THIRD READINGS) (PROPOSED NO. 6961)
Clause 3, Report No. 37, 1971

SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Execution of An Agreement With Queen's University At Kingston to Provide For the Maintenance of The Centre Boulevard on University Avenue From Union Street to Stuart Street

(THIRD READING) (PROPOSED NO. 7413)
Clause 8, Report No. 75, 1972

THIRD READING - CARRIED 14:0

(9) A By-Law to Amend By-Law No. 3078, "Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Rezone Northwest Corner of Concession and Macdonnell Streets From R2 to C2 To Permit Operation of a Gasoline Bar Only

(THIRD READING) (PROPOSED NO. 7446)
Clause 1, Report No. 88, 1972

THIRD READING - CARRIED 14:0

(10) A By-Law to Amend By-Law No. 3795, "A By-Law to Regulate the Use of Land For Storing Used Motor vehicles (For the Purpose of Wrecking Or Dismantling Or Salvaging Parts Thereof For Sale or Other Disposal)"

(THIRD READING) (PROPOSED NO. 7447)
Clause 1, Report No. 91, 1972

THIRD READING - CARRIED 14:0

(11) A By-Law to Amend By-Law No. 1556, "A By-Law to Provide For Paying An Annual Allowance to the Members of the Council of The Corporation of The City of Kingston" (Increase Remuneration For Mayor and Aldermen)

(THIRD READING) (PROPOSED NO. 7448)
Clause 3, Report No. 91, 1972

THIRD READING - CARRIED 11:3
(Ald. Matthews, Ald. Timmins & Ald. Webb opposed.)

(12) A By-Law to Amend By-Law No. 41, "A By-Law Respecting the Polling Subdivisions of the City of Kingston" (Revised Description of Certain Polls)

(THIRD READING) (PROPOSED NO. 7449)
Clause 10, Report No. 91, 1972

THIRD READING - CARRIED 14:0

(13) A By-Law to Authorize the Purchase of 2,551 Square Feet of Land On the South Side of Princess Street From Doc Myles Tire and Service Centre Limited

(THIRD READING) (PROPOSED NO. 7451)
Clause 10, Report No. 92, 1972

THIRD READING - CARRIED 14:0

(14) A By-Law to Authorize the Purchase of 941 Square Feet of Land on the South Side of Princess Street From Firestone Tire and Rubber Company of Canada Limited

(THIRD READING) (PROPOSED NO. 7452)
Clause 12, Report No. 92, 1972

THIRD READING - CARRIED 14:0

(15) A By-Law to Provide For the Remuneration of the Appointed Members of the Parks, Recreation and Property Committee

(THIRD READING) (PROPOSED NO. 7478)
Clause 3B, Report No. 91, 1972

THIRD READING - CARRIED 12:2
(Alderman Matthews and Alderman Webb opposed.)

BY-LAWS (cont'd)

(16) A By-Law to Amend By-Law No. 7335, "A By-Law to Close, To Vehicular Traffic, That Portion of West Street Lying to the East of Ontario Street," (Amend to read: Production of West Street)

(THREE READINGS) (PROPOSED NO. 7485)
(Amend For Registration Purposes)

FIRST READING - CARRIED 13:1
SECOND READING - CARRIED 13:1
THIRD READING - CARRIED 13:1
(Ald. Webb opposed.)

(17) A By-Law to Authorize the Construction of a Concrete Sidewalk On the West Side of Kingscourt Avenue From Ruskin Street to Kirkpatrick Street Under the Provisions of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 7439)
Clause 24(B), Report No. 82, 1972

THIRD READING - CARRIED 14:0

(18) A By-Law to Authorize the Execution of An Agreement With Buy-Rite Gasoline Company Limited (Site Plan: 0.23 Acres On The Northwest Corner of Concession Street and Macdonnell Street)

(THIRD READING) (PROPOSED NO. 7445)
Clause 1, Report No. 88, 1972

THIRD READING - CARRIED 14:0

MOTIONS

(1) Moved by Alderman Watts,
Seconded by Alderman Travers,

That the congratulations of Council be extended to the Honourable Edgar J. Benson on his appointment to the position of President of the Canadian Transport Commission and the appreciation of Council be recorded for his outstanding service to the nation as a cabinet minister and as a representative for Kingston and the Islands, especially for his support of the restoration of the City Hall Portico, the development of the Marina and the Airport.

CARRIED

(2) Moved by Alderman Cook,
Seconded by Alderman Hagerman,

That the Council of The Corporationof the City of Kingston, Ontario wishes Team Canada the best in their series in Russia and further appreciates the efforts put forth by all the players of Team Canada.

CARRIED

(3) Moved by Alderman Webb,
Seconded by Alderman Timmins,

That the congratulations of Council be extended to the Russian National Hockey Team through the Russian Embassy for their exhibition of skill, science and sportsmanship during their visit to Canada to participate in the International Hockey Tournament.

CARRIED

MOTIONS (cont'd)

(4) Moved by Alderman Webb,
Seconded by Alderman Blaney,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 9:55 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR

72

Local Govt.

CITY COUNCIL MEETING NO. 18

Pursuant to Section 3 of By-Law No. 1, Mayor Swain has called a Special Meeting of City Council to consider acceptance of the tender for Phase I, Contract No. 72-41 (Norman Rogers Airport) on Friday, September 15, 1972, at 5:30 p.m. in the Council Chambers.

ROLL CALL

Local Govt.

CITY COUNCIL MEETING NO. 18

Pursuant to Section 3 of By-Law No. 1, a Special Meeting of City Council to consider acceptance of the tender for Phase I, Contract No. 72-41 (Norman Rogers Airport) Was Held in the Council Chamber, on Friday, September 15, 1972, at 5:40 P.M., Alderman Webb, Acting Mayor, Presiding.

ROLL CALL

Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (9)

REPORTS

Council consented to the presentation of Report No. 98 of the Airport Committee as follows.

Moved by Alderman Vosper, Seconded by Alderman Travers, That Report No. 98 of the Airport Committee be received and adopted.

REPORT NO. 98

To the Mayor and Members of Council.

Kingston, September 15, 1972.

The Airport Committee reports and recommends as follows:

1. That as recommended by M. M. Dillon Limited, Consulting Engineers, and the Airport Committee, the tender of Bennett Paving & Materials Ltd. for Contract No. 72-41, Airport improvements, Phase I, in the amount of $349,992.08, be accepted being the lowest tender, subject to the approval of the plans and specifications and award of the contract by the "Director" which shall include the Regional Administrator of the Department of Transport, Ontario. Further, that the City of Kingston contribute $138,000. to the cost of this project and the Department of Transport the balance, on the execution of the agreement sent to the City under date of October 6, 1972, by R. L. Clark for the Acting Chairman of Flight Standards and Regulations Division (subject to minor changes in form by the Real Estate Branch, Department of Public Works) it being noted that the total cost to Phase I is estimated as follows and that the share of the Department of Transport shall not exceed $250,000:

Contract Price - Based on estimated quantities	$349,992.08
Consulting Services -	$ 10,500.00
Engineering and Supervision Services - Department of Transport -	$ 27,507.92
	$388,000.00

City's Share	$138,000.00
Department of Transport Share -	250,000.00
	$388,000.00

NOTE:

The following bids were received:

H. J. McFarland Construction Company -	* $355,791.00	$359,276.00
Bennett Paving	** $349,992.08	
Dibblee Construction Co.	** $376,943.00	

* Based on Original Quantities.
** Based on Revised Quantities.

Consulting Estimated - $321,840.00

CARRIED
(Ald. Matthews opposed.)

REPORTS (cont'd)

Respectfully submitted,

(signed) G. W. Vosper (CHAIRMAN)
David J. Travers
J. L. Keenleyside

MOTIONS

(1) Moved by Alderman Keenleyside,
Seconded by Alderman Timmins,

That the joint meeting of the Finance and Accounts Committee and the Public Works Committee which had been scheduled for Tuesday, September 19, 1972, be rescheduled for 7:00 p.m. on Monday, September 18, 1972, and that Dr. J. Brown be invited to be present at 8:00 p.m.

CARRIED

(2) Moved by Alderman Hagerman,
Seconded by Alderman Keenleyside,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 6:15 P.M.

(signed) T. J. McKibbin
CLERK-COMPTROLLER.

(signed) G. L. Webb
ACTING MAYOR.

Local Govt.

CITY COUNCIL MEETING NO. 19

The Regular Meeting of City Council Will Be Held in the Council Chamber, County Court House, on Monday, September 25, 1972, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(84) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to June, inclusive:

		1971 Jan.-June		1972 Jan.-June
REVENUE:		$255,094.		$241,498.
EXPENDITURES:				
Total Operating Expenses:		$405,791.		$393,187.
Less Revenue:	(-)	$255,094.	(-)	$241,498.
Net Operating Deficit:		$150,697.		$151,689.
Plus:				
Pro-Rated Debenture Charges	(+)	49,050.		49,571.
D.H.O. Survey (KPTS Share)		-		-
New Routes & Services - Promotion, etc.	(+)	3,066.		-
Assets Purchased from Current Revenue			(+)	294.
		$202,813.		$201,554.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) Reduced Service, New Routes & Transfer Point and Restricted Evening Service were instituted in 1971 as recommended by Consultants.

(85) Copy of the Ontario Good Roads Association *Road Runner* for September, 1972.

(86) From the Department of the Provincial Secretary and Citizenship, Citizenship Branch, Ottawa, a copy of the publication *A Guide to Services 71-72*, with a separate index for the Ottawa Carleton area.

(87) Copy of the 1972 Dutch Elm Disease Survey prepared by Mr. Douglas R. Fluhrer, Administrator, Department of Parks, Recreation and Property, Corporation of the City of Kingston.

MINUTES

That the Minutes of City Council Meeting No. 17, held September 12, 1972, and City Council Meeting No. 18, held September 15, 1972, be adopted as printed.

COMMUNICATIONS

To Be Filed:

(386) From the family of the late Archbishop O'Sullivan thanking the Members of Council for their expression of sympathy.

(387) From the Ontario Municipal Board acknowledging receipt of letter dated September 6th, 1972 concerning the construction of asphalt pavement with curb, gutter and boulevard in Portsmouth Avenue - By-law No. 7196, and notifying that the Board's records now accordingly bear the following endorsement:

"APPLICATION WITHDRAWN BY THE MUNICIPALITY".

(388) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the Ontario Municipal Board Hearing of an appeal by Mary Aleta Vallentgoed for an order directing an amendment to By-Law 3078 of the City of Kingston to permit lands comprising all of Lot 11, according to Registered Plan 1336, known municipally as 27 Baker Street as a convalescent and nursing home and stating that the Panel Chairman said that there were a number of matters arising out of the Hearing to which he wished to give further consideration and therefore his decision would be reserved.

(389) From Mr. Michael Scott, Executive Assistant to the Deputy Minister, Ministry of Treasury Economics and Intergovernmental Affairs, Toronto, acknowledging receipt of our letter of September 13, 1972, regarding the Construction Safety Act and stating that he has forwarded the report passed by City Council to appropriate officials of the Construction Safety Task Force.

(390) From the Honourable C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's resolutions:

(a) (R.93(1)72) endorsing the resolution of the City of Hamilton concerning Safety Checks, Motor Vehicles;

(b) (R.95(3)72) endorsing the resolution of the Government of Ontario concerning grants to Municipalities of 25,000 population or less;

(c) (R.96(6)72) not endorsing the City of Kitchener concerning strike breaking activities;

(d) (R.96(9)72) endorsing the Municipal Conflict of Interest Act; and

(e) (R.96(5)72) endorsing the Borough of Scarborough resolution concerning disposable containers.

(391) From Mr. W. G. Huntley, Chairman of the O.M.H.A. Committee of the Rotary-Kiwanis Minor Hockey Association, Kingston, extending their appreciation to Council for the City's participation in the worthwhile event of the civic dinner held on August 28, 1972.

To Be Referred to the Parks, Recreation and Property Committee:

(392) From the Regional Municipality of York requesting that their following resolution be endorsed:

> *"Whereas The Regional Municipality of York Act incorporated several municipalities into enlarged municipalities of 25,000 citizens or more; and Whereas these municipalities receive no more tax revenue collectively than they did previously if totalled on an individual basis; and Whereas The Regional Municipality of York represents the total views of its nine incorporated municipalities; Therefore be it Resolved that The Regional Municipality of York cannot accept the dictates of the Ministry of Community and Social Services making municipalities of 25,000 population or more ineligible to receive grants under the Act and requests that representation of this Ministry be requested to appear before this Council."*

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board:

(393) From the following persons supporting Zoning By-Law No. 7264, Reduction of Density:

(1) Miss Mildred M. Blackadder,
100 Cherry Street,
Kingston, Ontario.

(2) Mr. Percy H. Froats,
541 College Street,
Kingston, Ontario.

(394) From the following persons objecting to the Zoning By-Law No. 7264, Reduction of Density:

(1) Mr. Eric Bradley,
Mrs. Mae Tracey,
Estate of Roy C. Bradley,
c/o Mr. Donald B. Good,
Barrister and Solicitor,
P. O. Box 1253,
153 Brock Street,
Kingston, Ontario.

(2) Mr. M. J. Abramsky,
Mort Investments Ltd.,
259 Princess Street,
Kingston, Ontario.

(3) Mr. M. J. Abramsky,
Sequin Investments Ltd.,
259 Princess Street,
Kingston, Ontario.

(4) Mr. M. J. Abramsky,
Mort & Joe Abramsky,
259 Princess Street,
Kingston, Ontario.

(5) Mr. M. J. Abramsky,
Barrack Investments Ltd.,
259 Princess Street,
Kingston, Ontario.

(6) Mrs. Ethel Abramsky,
Joseph Abramsky & Sons Ltd.,
259 Princess Street,
Kingston, Ontario.

(7) Mr. Harry Abramsky,
Harry Abramsky Property Account,
259 Princess Street,
Kingston, Ontario.

(8) Hemlock Park Dairy Limited,
c/o Mr. James R. Herrington,
Herrington & Tait,
Barristers & Solicitors,
159 Wellington Street,
Kingston, Ontario.

(9) Mr. Peter G. Davy,
President,
Davy Real Estate Ltd.,
904 Princess Street,
Kingston, Ontario.

(10) Alderman D. J. Travers,
Chairman,
Fire, Legislation and Housing Committee.

(11) Mr. J. R. Peters,
14 Caribou Crescent,
Guelph, Ontario.

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board: (cont'd)

(395) From Irving A. Rosen, Kingston Iron and Metal Limited, 140 Rideau Street, Kingston, an application for a zone change of Part of Lot 22, in the 3rd Concession, formerly Township of Kingston, now City of Kingston, on Counter Street to relocate a non-conforming use to an area that is more industrial and more suitable for the applicant's type of operation as he is operating a secondary steel material outlet including scrap ferrous and non-ferrous metals.

(396) From Mr. A. Britton Smith, Homestead Landholdings Limited, Kingston, stating:

> *"Our company has purchased the old shipyard property on the southeast side of Ontario Street, between the city-owned steam museum and the federal dry dock.*
>
> *We request that the present zoning "BB", be modified by removing the height limitation, in order that our architect may have some flexibility for design.*
>
> *We are agreeable that the preliminary plan of the building will be submitted for approval as a condition of the zone change.*
>
> *We consider the change can be justified by stilting the building to open up the view of the water from Ontario Street.*
>
> *We also request that provision be made for an inconspicuous shop to sell groceries and sundries. The need for this, we believe to be evident."*

Which Has Been Referred to the Finance and Accounts Committee:

(397) From the Kingston Public Library a Draft copy of their building programme.

(Copies distributed to all Members of Council.)

PETITIONS

A petition, presented by Mr. Bernard H. Burdsall, 25 Mohawk Place, Kingston, having 13 signatures, opposing installation of street lighting on Mohawk Place, from Portsmouth Avenue to Indian Road, at an estimated cost of $3,124.00, was received.

(To Be Referred to the Traffic & Streets Committee.)

(Note: It will not be possible to proceed with this work under Section 12 of The Local Improvement Act.)

REPORTS

REPORT NO. 99

To the Mayor and Members of Kingston City Council

Kingston, Ontario
September 19, 1972

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide -

   (a) that left turns be prohibited from Place D'Armes onto Ontario Street;

   (b) that parking be prohibited on the east side of Bagot Street from Johnson Street southerly 85 feet;

   (c) that the following be deleted from Schedule 5 of By-Law No. 495, since it does not accurately describe the existing parking regulation which is properly described elsewhere in the by-law:

   "WELLINGTON STREET - East Side, from 35 feet north of Princess Street to Queen Street".

2. That, as requested by the St. Lawrence Automobile Club, Ontario Street be closed between Market and Brock Streets from 5:30 p.m. to 8:00 p.m. on Saturday, October 7, 1972, in connection with their 20th Annual 1000 Islands Rally.

Respectfully submitted,

CHAIRMAN

REPORT NO. 100

Kingston, Ont.
September 19, 1972.

TO THE MAYOR AND MEMBERS OF COUNCIL

The Social Services Committee reports and recommends as follows:

1. That the following accounts for supplies and equipment for the Municipal Day Care Centre, Montreal and Railway Streets, which are subject to 100% subsidy from the Province, be approved for payment:

    (1) Industrial Supply House, 2811 Dufferin Street, Kingston, Ont. in the amount of $523.37 for cleaning equipment.

    (2) Custom Woodcraft (Kingston) Ltd., R.R.3, Kingston, Ontario, in the amount of $1,449.00 for toy storage units.

    (3) Domtrec Sales Ltd., 1763 Mattawa Avenue, Mississauga, Ontario, in the amount of $563.33 for playground equipment.

    (4) Domtrec Sales Ltd., 1763 Mattawa Avenue, Mississauga, in the amount of $873.76 for playground equipment.

2. That the following schedule of rates for indigent burials be approved:

    (1) Stillborn - $100.00.
    (2) Up to 1 year - $150.00.
    (3) 1 year to 16 years - $200.00.
    (4) Over 16 (Adult) - $400.00.

    it being noted that this amount does not include cemetery costs.
    NOTE: This amount is subsidized 50% by Prov. Gov.

3. That the holdback in the amount of $9,498.46 under contract No. 72-10, Kehoe Construction Co. Limited, for renovations to the Depot School for a Municipal Day Care Centre be released.

Respectfully submitted,

CHAIRMAN.

REPORT NO. 101

TO THE MAYOR AND MEMBERS OF COUNCIL   KINGSTON, September 14,1972.

THE CITY OF KINGSTON PLANNING BOARD reports and recommends as follows:

1. WHEREAS application has been made to the Minister of Municipal Affairs by Glenarden Realties Ltd. for approval of a draft plan of subdivision for a 72.5 acre site west of Sir John A. Macdonald Boulevard and south of Counter Street as shown on a plan by Humphries and Burgham, O.L.S., dated March 2, 1972; and,

   WHEREAS the proposed plan is in conformity with the existing Official Plan approved and in force; and,

   WHEREAS the site of the proposed subdivision has been the subject of a Planning Staff Report entitled "Proposed Plan for 75 Acre Tract - South Side of Counter St. in the Strathcona-Glenarden Neighbourhood" which contains a "Development Plan" approved in principle by Council as a basis for consideration of applications for development approval; and,

   WHEREAS the proposed subdivision is basically in conformity with the "Development Plan"; and,

   WHEREAS after two public meetings and further consideration by Planning Board and the technical staff certain modifications have been made to the layout of the above plan of subdivision;

   THEREFORE BE IT RESOLVED that it be recommended to the Minister of Treasury, Economics and Intergovernmental Affairs that approval be given to the draft plan of subdivision by Humphries & Burgham, O.L.S. dated March 2nd 1972, subject to the following conditions:

   (1) The applicant enter into the City of Kingston Subdivision Agreement which shall include the requirements set out in Appendix "B".

   (2) The Owner agrees that restrictive covenants in a form satisfactory to the City Solicitor shall be prepared, executed by the Owner and the City, and then registered at the Registry Office in the City of Kingston at the Owner's expense concurrently with the registration therein of the approved plan of subdivision (and prior to the registration of any deeds of transfer or any liens, mortgages or other charges).

   The restrictive covenants shall provide as follows:

   FIRSTLY

   (a) That vehicular access to Block "F" will be restricted to Counter Street at a location satisfactory to the City.

   (b) That vehicular access to Blocks "D" and "E" will be restricted to a location or locations satisfactory to the City.

   SECONDLY

   That no vehicular access shall be permitted from the lots along the westerly boundary of Sir John A. Macdonald Boulevard for the entire length of the subdivision with the exception of the following temporary accesses during the construction period:

(a) Lot 83 to be constructed and maintained as a temporary road for construction trucks with access to Sir John A. Macdonald Blvd. and not to be built upon until 75 per cent of Lots 1 to 128 have been occupied by completed dwellings and to be closed when 80 per cent of the lots have been built upon.

(b) Notwithstanding (a) if the Plan is developed in stages, when the southerly portion of the subdivision has been developed, Lot 88, shall be constructed and maintained as a temporary road for construction trucks with access to Sir John A. Macdonald Boulevard and not to be built upon until 75% of the Lots 1 - 128 have been occupied by completed dwellings and to be closed when 80% of the lots have been built upon. When access to Lot 88 is opened, access over Lot 83 shall be closed.

(3) That Block "C" of the Draft Plan of Subdivision by Humphries & Burgham, O.L.S. dated March 2nd 1972 be reserved for a Public School site.

(4) That Block "A" and Lots 140 to 148 inclusive of the draft plan of subdivision by Humphries & Burgham, O.L.S., dated March 2nd 1972, be reserved for a public park site.

(5) Deeding to the City of Block "B" of the draft plan of subdivision by Humphries & Burgham, O.L.S., dated March 2nd 1972, enlarged to 3.6 acres to meet the 5% requirements under Section 33 (5) (a) of The Planning Act.

(6) Dedication of street widening along the west limit of Sir John A. Macdonald Boulevard and the south limit of Counter Street as shown on the draft plan of subdivision by Humphries & Burgham, O.L.S., dated March 2nd 1972.

(7) That the proposed plan by Humphries & Burgham, O.L.S., dated March 2nd 1972, be further amended as follows:

(a) Block "G" be combined with Block "F" with the Quarry located in Block "G" to remain in its present state as an open area not to be built upon.

(b) Street "B" be extended easterly to Street "A".

(c) Westmoreland Road be extended easterly to Street "A".

(d) That North Park Drive North of the south leg of Street "A" be deleted and that part of North Park Drive between Street "D" and Westmoreland Road as extended be relocated to abut the east boundary of Block "C" (Public School Site).

(e) That Street "C" be deleted.

(f) The walkway between Lots 121 and 122 be moved westerly to a location between Lots 125 and 126.

(g) That the plan be relotted in conformity with the revised street plan and as shown in red on the plan.

(h) That Lots 89 - 93 inclusive and Lots 125 and 126 be used for semi-detached dwellings.

The aforementioned amendments are shown on the draft plan of subdivision prepared by Humphries and Burgham, O.L.S., dated March 2nd 1972, with red line revisions by the Planning Department dated September 14, 1972.

2. WHEREAS application has been made by Glenarden Realties Ltd. to amend Zoning By-Law 3078 on a site west of Sir John A. Macdonald Blvd. and south of Counter Street from existing R 1 A Residential (single family) zone as follows:

   (a) to R2 Residential (two family) - 4.9 acres, being Lots 129 to 148 inclusive for 20 duplexes;

   (b) to a multiple family zone - 10.8 acres, being Blocks "F" and "G" for up to 540 dwelling units;

   (c) to a multiple family zone - 5.5 acres, being Blocks "E" and "D" for up to 99 units;

All as shown on a draft plan of subdivision prepared by Humphries & Burgham, O.L.S. dated March 2, 1972; and,

WHEREAS the application is in conformity with the Official Plan existing and in force; and,

WHEREAS the site of the proposed rezoning has been the subject of a planning report entitled "Proposed Plan for 75 Acre Tract-South Side of Counter Street in the Strathcona - Glenarden Neighbourhood: which contains a "Development Plan" approved in principle by Council as a basis for consideration of applications for development approval; and,

WHEREAS the proposed zoning amendments are basically in conformity with the "Development Plan"; and,

WHEREAS after two public meetings and further considerations by Planning Board and the technical staff certain modifications to the proposals have been made;

THEREFORE BE IT RESOLVED that Zoning By-Law 3078 be amended as follows:

(a) from R1A Residential (single family) to R2 Residential (two family) on Lots 89 to 93 inclusive, Lots 125 and 126, Lots 130 to 139 inclusive, and on the northern 195 feet more-or-less of North Park Drive as extended where it intersects with Street "D".

(b) from R1A Residential (single family) to R3 Residential (multiple family) modified to permit a maximum density of 18 dwelling units/acre on Blocks "D" and "E";

(c) from R1A Residential (single family) to R5 Residential (multiple family) on Blocks "F" and "G".

and that the aforementioned amendments be subject to the following conditions:

(1) That the applicant enter into the City's standard subdivision agreement.

(2) That the applicant enter into a site plan agreement with respect to Blocks "E" and "D" and "F" and Lots 89 to 93 inclusive, Lots 125 and 126, Lots 130 to 139 inclusive and on the northern 195 feet more or less of North Park Drive as extended where it intersects with Street "D".

(3) Payment to the City of a Park Levy in the amount of $50.00 for each multiple dwelling unit over and above the number of dwelling units which could be built under the

existing R1A zoning.

(4) Deeding to the City of Block "A" and Lots 140 to 148 inclusive for park purposes.

(5) That Block "G" be combined with Block "F" with the Quarry located in Block "G" to remain in its present state as an open area not to be built upon;

and that all the aforementioned lots and blocks are shown on a draft plan of subdivision by Humphries and Burgham, O.L.S., dated March 2, 1972, with red line revisions by the Planning Department dated September 14th 1972. The said revisions are to be incorporated on a revised draft plan of survey by Humphries and Burgham, O.L.S.

BE IT FURTHER RESOLVED that By-Law 3078 be amended by adding a new classification to be known as R5 Residential so that on Blocks "F" and "G" of the draft plan of subdivision of Parts of Lots 19 and 20, Con. 11, City of Kingston, Glenarden Realties Ltd. comprising approximately 10.8 acres, residential high density development at not more than fifty dwelling units per acre shall be allowed. The regulations of the R5 Residential Zone shall be in accordance with the attached Appendix "A".

AND BE IT FURTHER RESOLVED that notwithstanding the uses permitted in the R5 Residential Zone, a maximum of 3,000 sq. ft. of ground floor space may be used for neighbourhood retail commercial shops and/or services on the area identified as Block "F" of the Draft Plan of Subdivision of Parts of Lots 19 and 20, Concession 2, City of Kingston, as prepared by David Humphries and dated March 2, 1972.

3. WHEREAS APPLICATION has been made by Glenarden Realties Ltd. for approval of a draft plan of subdivision on a 72.5 acre site west of Sir John A. Macdonald Blvd. and south of Counter Street; and,

WHEREAS development of the proposed subdivision requires connection to streets in adjacent developed subdivisions; and,

WHEREAS access to these streets is now restricted by one foot reserves;

THEREFORE BE IT RESOLVED that subject to the applicant entering into the City's standard subdivision agreement, the one foot reserves as follows be lifted:

(a) Registered Plan 537 - north end Westmoreland Road.

(b) Registered Plan 1390 - north end of North Park Drive.

4. THAT Council does hereby certify that By-Law No. __________ a by-law to amend by-law 3078, zoning by-law 1930, 1931 and 1952 annexation areas (

)

is in conformity with the Official Plan approved and in force for the City of Kingston.

Respectfully submitted,

Chairman.

APPENDIX "A" TO
REPORT NO. 101
Dated Sept. 14, 1972.

AMENDMENT TO ZONING BY-LAW 3078

PROPOSED R5 - RESIDENTIAL ZONE REGULATIONS

1. PERMITTED USES

Multiple family dwellings (including bachelor apartments).

Church and church halls.

Libraries, art galleries and museums.

Municipal, publicly owned utility and government buildings of facilities and telephone exchanges.

Community centres and non-commercial outdoor recreational facilities.

Accessory uses incidental soley to any of the above uses including:

A home operated or supervised by a Children's Aid Society for the temporary care of children.

2. REGULATIONS

Minimum Front Yard - 25 ft.

Minimum Side Yard - on each side shall be not less than 15 feet or one-half the height of the building. The greater distance of the two shall apply.

Buildings on corner lots shall have a minimum side yard abutting a street of 25 ft.

Where a side yard abuts a one or two family residential zone there shall be a minimum side yard of 25 ft. or two-thirds the height of the building. The greater distance of the two shall apply.

Minimum Rear Yard - of not less than 25 ft. for any building up to 5 storeys or 50 feet in height and for each additional storey 4 feet of additional rear yard.

Minimum Lot Area (per dwelling unit)

Three to five family dwelling units........	2300 sq.ft./unit.
Six to ten family dwelling units...........	11,500 sq.ft.plus 1,200 sq.ft.each unit above five units
Eleven to thirty-five family dwelling units...	17,500 sq.ft.plus 550 sq.ft./each unit above ten units.
Thirty-six units or more......................	870 sq.ft./unit.

Maximum Lot Coverage - 15%

Minimum Lot Width - 100 ft.

Minimum Floor Area (per dwelling unit)

Two to five family dwelling....................	800 sq. ft.
Six or more family dwelling	700 sq. ft.
Bachelor Apartment............................	300 sq. ft.
Senior Citizen Apartments (one bedroom)......	450 sq. ft.

Accessory Buildings

Maximum Height - 15 ft.

Accessory Buildings (cont'd)

Maximum lot occupancy - 10%.

No Multiple Family Dwellings Without Municipal Water and Sewer

No multiple family dwellings shall be erected on a lot unless municipal water and sewer service is available.

Off-Street Parking - as per Section 20 of By-Law 3078.

A minimum of 90% of the required parking shall be underground or enclosed within the main structure.

Landscaping

A minimum of 75% of the lot area shall be reserved for landscaping purposes.

Off-Street Loading - as per Section 21 of By-Law 3078.

Where housing units are allowed and there are more than 40 housing units with more than one bedroom contained in one or more apartment buildings on the property, a Play Space of at least 25 sq. ft. per housing unit shall be provided in one location. In projects of over 100 such housing units, the required space may be separated into two or more areas provided no one space is less than 2500 sq. ft.

Play Spaces shall be located in rear areas, at ends of buildings or in other suitable locations on the property which will not impair views from living rooms or front entrances, and permit easy access from the housing units without encountering traffic hazards.

3. DEFINITION

Lot Coverage shall mean the ground floor area of the building expressed as a percentage of the lot area.

APPENDIX "B" TO
CITY OF KINGSTON
PLANNING BOARD REPORT
NO. 101

Sept. 14/72.

1. Work outside the subdivision will include storm sewer extension to the Little Cataraqui Creek and sanitary sewer extension to Indian Road.

2. Deeding of a sewer easement in the vicinity of Lot 127 for connections to Indian Road and Old Quarry Road.

3. Sidewalks on both sides of Street "D" and North Park Drive. Sidewalks on one side of other streets including Counter Street to connect to existing walk on Indian Road.

4. Area of phases must relate to sewer outlets.

5. Deeding of a 20 foot easement for watermain running from the rear to the front of Lot 80 to allow for extension to 16 inch watermain to Street "A".

6. Fire Hydrants shall be installed in locations satisfactory to the Public Utilities Commission and Kingston Fire Department.

7. Where buildings do not exceed two storeys above the top of a foundation provision shall be made to allow fire vehicles to approach to within 200 feet of any portion or part of each unit at the developer's expense.

8. Buildings of three or more storeys shall be so located as to permit access to within 25 feet of the entire frontage and rear of each unit on a yard width of 28 feet, such yard to be capable of supporting a 20 ton vehicle.

REPORT NO. 102

Kingston, Ontario,
September 14th, 1972.

To the Mayor and Members of Council:

The Rideaucrest Home Committee reports and recommends as follows:

1. That, as recommended by the Purchasing Agent, the quotation of R.G. Andress Ltd. in the amount of $3,498.00 for a two compartment, direct source steam cooker, including delivery and installation, being the lowest quotation in accordance with the specification and requirements contained in the subject inquiry, be accepted.

   Note: There are funds for this expenditure in the 1972 Budget. Subject to 70% subsidy.

2. That, as recommended by the Purchasing Agent, the quotation of J.A. Wright Construction Limited in the amount of $2,980.00 (tax exempted), for the supply of all plant, material and labour for the installation of a 5000 Imperial gallon auxiliary storage tank at Rideaucrest Home, be accepted, being the lowest firm quotation received.

   Notes: Budget transfer of $1,580.00 required. See Clause 4 of Finance and Accounts Report No. 106. Subject to 70% subsidy.

   The budget estimate was based on information obtained by the Administrator at the first of the year from a local supplier for installation, plus $200. for supply of the tank.

3. That the account of Londry's Drugs Limited in the amount of $371.00 for drugs for residents of Rideaucrest Home, be approved for payment.

4. That the account of Mills Office Supplies in the amount of $498.75, tax included, for 1 Remington Rand Electric Typewriter for Rideaucrest Home, be approved for payment.

   Note: Budget transfer of $49.00 required. See Clause 4 of Finance and Accounts Report No. 106. Subject to 70% subsidy.

5. That the account of the Ministry of Community and Family Services in the amount of $374.02 for drugs purchased from Central Pharmacy in Toronto, for residents of Rideaucrest Home, be approved for payment.

6. That the account of Honeywell Limited in the amount of $331.00 for an electronic control panel at Rideaucrest Home be approved for payment, as a charge against "Maintenance of Buildings."

7. That, as recommended by the Purchasing Agent, the acceptance of tenders in part for those items as indicated in the Summary of Tender No. 72-41 as being the lowest, or one of the lowest tenders received for Sundry Food Supplies for Rideaucrest Home for the months of October, November and December, 1972 be approved.

   Note: Copy of Summary of Tender No. 72-41 distributed to all members of Council.

8. That, as recommended by the Purchasing Agent, the tender of Mac Amey Motors in the net amount of $3,100.00 after trade, plus $155.00 Ontario Retail Sales Tax, total $3,255.00, be accepted for replacement of the station wagon at Rideaucrest Home, being the lowest tender received.

Note: Budget transfer of $255.00 required. See Clause 4 of Finance and Accounts Report No. 106. Subject to 70% subsidy.

9. That, as recommended by the Administrator, since one of the existing integrant boilers of the heating system at Rideaucrest Home requires retubing, the quotation of Millard and Lumb Limited in the amount of $1,588.86 be accepted for carrying out this work, it being noted that this quotation is based on their account for the recent retubing of another boiler, being the lower of two tenders received at that time.

Note: Budget transfer of $1,589.00 required. See Clause 4 of Finance and Accounts Report No. 106. Subject to 70% subsidy.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No. 103

September 18, 1972.

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the tender of the Canadian Salt Co., in the unit amount of $13.49 per ton (T.I.P.) fob Kingston for supply of 3500 tons, more or less, of winter control salt be accepted being the lower tender received.

2. That the services of McAsphalt Engineering Services be retained for field and laboratory testing of surface coarse asphalt on the following streets and that the cost be charged to the construction by-laws -

	Est. Cost
Princess St from Division to Clergy St	$ 441.00
Queen St from King to Ontario St	371.00
Division St from Kirkpatrick to Elliott Ave	395.00
Lappan's Lane from Counter St to north limit of PUC property	390.00
Benson St from existing easterly to Conacher Dr.	459.00
Total estimated cost	$2056.00

3. That the following accounts be paid -

S&R Dept Store - $590.92 - 268 prs. leather gloves - being the lowest quotation on file.
The Geo A.Wright & Son Machine Works Ltd - $406.02 - repairs to garbage packers
Kingston Spring & Muffler Service - $410.60 - suspension repair parts for truck #300 and #332
Glen Lawrence Const Co Ltd - $2089.95 - paving of Traffic Circle
Revco Ltd - $660.35 - speed reducer for Sewage Treatment Plant - being the only source of supply of type of equipment required

4. That notwithstanding the provisions of By-law No. 10 - A By-law Respecting Streets - the sidewalk in front of the entrance and exit at the new bus terminal on east side of Division St be removed and replaced with a depressed sidewalk rather than constructing gutter ramps, and that the cost be charged to the owner of the property.

(This will permit the smooth flow of traffic into and out of the property by eliminating the necessity for stopping in order to negotiate a ramp)

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No.104

September 20, 1972

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

F.G.Bezanson & Son Ltd - $300.00 - top soil - lowest quotation received
Frontenac Coach Lines - $445.50 - Day Camp trips during period July 31 to August 14, 1972
Duke Lawn Equipment Ltd - $462.79 - golf course irrigation equipment - lowest quotation received
Ernie Hamilton - $675.00 - drilling and blasting rock at golf course - lowest quotation received
Orville Hamilton - $702.00 - earth fill for golf course - lowest quotation received
Spramotor Ltd - $498.87 - miscellaneous parks equipment - lowest quotation received
MacLachlan Lumber Co(Kingston) Ltd - $879.73 - miscellaneous lumber supplies - lowest quotation received
Robert J.Lappan - $1086.25 - rental of equipment for excavating sewer trench at golf course - lowest quotation received
Robert J.Lappan - $805.50 - rental of equipment for excavating sewer trench at golf course - lowest quotation received
Warren Supply Co(1964) Ltd - $567.34 - plumbing supplies for Megaffin Stadium and Golf Course Club House - lowest quotation received
Glen Supply Co Ltd - $594.34 - miscellaneous lumber supplies - lowest quotation received

Respectfully submitted,

Chairman

REPORT NO. 105

Kingston, Ontario,
September 21, 1972.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as requested by the Kingston Chapter, Sweet Adelines, Inc., the day of October 5th, 1972 be proclaimed as "Silver Anniversary Share a Song Day" in Kingston.

2. That the following resolution of the City of Waterloo be endorsed:

   "That the Ontario Government be petitioned to pass specific legislation requiring the removal of locks from ice-boxes and refrigerators that are discarded and not being used for their normal purpose."

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 106

Kingston, Ontario,
September 18th, 1972.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That R.H. Clark and J.H. Brown, Consultants, be authorized to carry out negotiations until October 20th, 1972 to arrange financing for a Kingston Reclamation Project, which would accept all wastes generated by the City of Kingston, for which disposal in a City owned and operated sanitary land fill method would be acceptable, it being understood that the project would not involve the collection of municipal waste; that approval of the Waste Management Branch would be required; that research and development work may be carried on at the plant; and that subject to the approval of the Ontario Municipal Board, the City of Kingston is prepared to pay an amount not exceeding $400,000.00 annually for five years for this reclamation disposal service.

2. That the owners of the Hemlock Park Dairy Limited property, being 94 acres located off Montreal Street, comprising Lots 32 and 33, Concession 5, Township of Kingston, be notified that the City wishes to take out an option to purchase on the property, subject to the following conditions:

(1) forthwith upon the execution of an offer to sell the 94 acres, including sand rights, for the sum of $95,000.00, the City will pay the sum of $500.00 for a six-month option, renewable for a further six months at the rate of $100.00 per month;

(2) the monies paid by the City for the option to purchase shall apply on the purchase price if the option is executed; and

(3) engineers employed by the City shall be permitted entrance on the property to take soil borings;

- and -

That the Real Estate Agent for the owner of the Anderson property, consisting of three parcels of land containing approximately 215 acres, described as follows:

Parcel No. 1 - Part of Lot 34, Concession 4, Township of Kingston, containing 34.89 acres, fronting on the north side of the Kingston Mills Road and having a frontage of 1,000 feet more or less along the north side of the Kingston Mills Road;

Parcel No. 2 - Part of Lots 33 and 34, Concession 4, Township of Kingston, containing 44.18 acres, fronting on the north side of the mainline of the C.N.R. and the south side of the Kingston Mills Road, having a frontage on the Kingston Mills Road of 250 feet more or less;

Parcel No. 3 - Part of Lots 33, 34, 35 and 36, Concession 4, Township of Kingston, and Part of Lot 12 in the Concession west of the Great Cataraqui River, also known as Part of Lot 9 in the Concession west of the Great Cataraqui River, and all of Lots 10, 11 and 12 in the Concession west of the

2. (cont'd)

Great Cataraqui River, containing 136 acres, fronting on the north side of Highway 401 and on the south side of the mainline of the C.N.R., having a frontage on the north side of Highway 401 of 5,300 feet more or less;

be notified that the City wishes to take out an option to purchase on the property, subject to the following conditions:

(1) forthwith upon the execution of an offer to sell the 215 acres for the sum of $200,000.00, the City will pay the sum of $500.00 for a six-month option, renewable for a further six months at the rate of $100.00 per month;

(2) the monies paid by the City for the option to purchase shall apply on the purchase price if the option is executed; and

(3) engineers employed by the City shall be permitted entrance on the property to take soil borings.

3. That J.L. Richards and Associates Limited, Kingston, be authorized to proceed immediately (provided consent from the owners is obtained) with their soils investigation as outlined in their proposal dated May 8th, 1972 on Site 1 and Site 2, at a total cost not to exceed $5,500.00, it being understood that other work will be deferred pending a decision on the Kingston Reclamation Project.

September 20th, 1972.

4. That, as recommended by the Rideaucrest Home Committee, the following budget appropriation amendments be approved to provide sufficient funds for:

(1) supply and installation of a 5000 auxiliary storage tank:

Approved tender	$2,980.00
1972 budget appropriation	1,400.00
Balance required	$1,580.00

(2) Supply of 1 electric typewriter:

Approved account	$ 498.75
1972 budget appropriation	450.00
Balance required	$ 48.75

(3) Replacement of equipment (station wagon):

Approved tender	$3,255.00
1972 budget appropriation	3,000.00
Balance required	$ 255.00

(4) Retubing of boiler:

Approved quotation	$1,588.86
1972 budget appropriation	-
Balance required	$1,588.86

4. (cont'd)

RIDEAUCREST HOME	Increase
REVENUE Full Paying Residents, Extended Care	$3,473.00
EXPENDITURES Building and Property - Equipment, Replacement Account No. 9961	$3,424.00
- Administration Account No. 9976	$ 49.00

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the following sidewalks, at an estimated cost of $19,560.63, under Section 12 of The Local Improvement Act, as follows:

Street	Side	From
Princess	South	21.8' west of King westerly 44.9'
Princess	South	66.7' west of King westerly 67'
Princess	South	133.7' west of King westerly 125.5'
Bagot	West	(Queen northerly 101.8'
Bagot	West	(122.5' north of Queen northerly 60'
Queen	North	Barrie westerly 141'
Frontenac	West	Princess northerly 308'
Union	North	Division easterly 180'
Brock	South	(Clergy easterly 124'
Clergy	East	(Brock southerly 10'
King	North	Alwington easterly 179.82'

	Cost	Debenture
Owners' Share	$ 7,617.29	$ 7,617.29
Corporation's Share	11,302.30	11,302.30
MTC Subsidy	641.04	-
	$19,560.63	$18,919.59

Note: There is provision for this expenditure in the 1972 Capital Budget.

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a concrete sidewalk on Weller Avenue Place from Division Street to Weller Avenue, and on Weller Avenue from Weller Avenue Place to 80' west of Noble Street, at an estimated cost of $14,200.00, under the provisions of Section 12 of The Local Improvement Act:

6. (cont'd)

	Cost	Debenture
Owners' Share	$ 3,928.07	$ 3,928.07
Corporation's Share	10,271.93	10,271.93
	$14,200.00	$14,200.00

Note: There is provision for this expenditure in the 1972 Capital budget.

7. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS Paving of Gravel Roads - Kingscourt, Third to Fifth (increases appropriation to $16,225.00)	$1,225.00	-
Road Reconstruction - Brock, Sydenham to Bagot (reduces balance to $745.00)	-	$1,225.00

- and -

B. authorize the construction of asphalt pavement, including curb, gutter and boulevard on Kingscourt Avenue, from Third Avenue to Fifth Avenue, at an estimated cost of $24,350.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$ 8,099.23	$ 8,099.23
Corporation's Share	8,125.39	8,125.39
MTC Subsidy	8,125.39	-
	$24,350.01	$16,224.62

8. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of asphalt pavement on Ontario Street, from Brock Street to 31' south of Princess Street, at an estimated cost of $15,157.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$ 1,941.62	$ 1,941.62
Corporation's Share	6,607.69	6,607.69
MTC Subsidy	6,607.69	-
	$15,157.00	$ 8,549.31

Note: There is provision for this expenditure in the 1972 Capital Budget.

9. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the installation of Street Lighting on Strathcona Crescent, from McMahon Avenue to McMichael Street, at an estimated cost of $2,795.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$ 1,970.00	$1,970.00
Corporation's Share	825.00	825.00
	$ 2,795.00	$2,795.00

Note: There is provision for this expenditure in the 1972 Capital Budget.

10. That, as recommended by the Commissioner of Works, to relieve the obstruction in the stone sewer under City Hall, authority be granted to the City's Public Works force, under the direction of the Commissioner of Works, to excavate from 5' outside the City Hall down to the main interceptor sewer and make connections between the interceptor and the new 15" storm and 6" sanitary collector lines; excavate to old stone sewer off the north-east corner of City Hall at intersection of Brock and Ontario Streets to ascertain invert; backfill and patch at both locations; and install new manholes if required; all as more particularly set out in letter from Smith and MacLennan, Architects, dated September 11th, 1972, at an estimated cost of $5,000.00;

- and -

that the following budget appropriation amendment be approved to provide the necessary funds:

	Increase	Decrease
FINANCE COMMITTEE UNCLASSIFIED - Contingencies	-	$5,000.00
CITY PROPERTY GENERAL ADMINISTRATION Cont. from Rev. Fund	$5,000.00	-

Note: Provision for this work is not included in the architect's estimate.

11. That, as recommended by the Parks, Recreation and Property Committee, funds up to the amount of $500.00, to cover rental, telephone and supplies, for "The Centre", be guaranteed, to assist them in their project; it being understood that the funds will not be paid if "The Centre" is provided with a grant from the Provincial Government by the extension of the L.I.P. Program.

12. That the establishment of the Kingston Organizing Committee for the 1976 Olympic Yachting Events, to be known as the Kingston Organizing Committee, which Committee shall have the following terms of reference, be approved:

(1) To arrange and co-ordinate the physical, administrative and management preparations of the Corporation of the City of Kingston to act as host for the 1976 Olympic Yachting Events, including any events which may be required in 1973, 1974 and 1975 as part of a pre-Olympics programme.

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12. (cont'd)

(2) To carry on and mantain liaison with the Montreal Organizing Committee with respect to the XXIst Olympiad and with such other organizations and bodies as may be deemed appropriate.

(3) To stage and carry on the 1976 Olympic Yachting Events.

(4) To make such recommendations to Council as may be deemed appropriate and reasonable from time to time in accordance with the terms of reference.

And that the members of the Committee be as follows:

Chairman: C.W. Jones
Vice-Chairman: E.V. Swain

City Council Liaison: W.T.J. Cook
City Staff Liaison: D. Fluhrer

Class Officers: R. Watts
Measurement: S. Lazier
Race Committee: L. Sherwood
Naval Liaison: E.V. Swain
Fleet at Sea: B. Dalton
Services: K. Gordon
Protocol and Entertainment: E.V. Swain
Communications (Technical): T. Kennedy
Media: M. Davies
Results: R. Rathbun
I.Y.R.U. representative: L. Watters
C.Y.A. representative: D. Keary

with power to the Committee to add such additional members from time to time as may be required to fulfil the purposes for which said Committee was constituted.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 13 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Law 1 to 13 their second reading.

Ald. Cook, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Law 13 its third reading.

(e) That By-Laws 13 to 17 be given their third reading.

(1) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited (Airport Improvements - Phase I)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7486)
Clause 1, Report No. 98, 1972

(2) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act"

(FIRST AND SECOND READINGS) (PROPOSED NO. 7487)
Clause 1, Report No. 99, 1972

(3) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For a Parking Meter Zone in Certain Streets or Portion Thereof And to Provide For the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 99)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7488)
Clause 1, Report No. 99, 1972

(4) A By-Law to Authorize the Execution of A Subdivision Agreement With Glenarden Realties Limited (72.5 Acre More-Or-Less Site West of Sir John A. Macdonald Boulevard and South of Counter Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7489)
Clause 1, Report No. 101, 1972

(5) A By-Law to Authorize the Execution of a Site Plan Agreement With Glenarden Realties Limited (Subdivision - 72.5 Acre More-Or-Less Site West of Sir John A. Macdonald Boulevard and South of Counter Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7490)
Clause 1, Report No. 101, 1972

(6) A By-Law to Amend By-Law No. 3078, "Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Zone Change From R1A to Two Family and Multiple Residential, 72.5 Acre More-Or-Less Site West of Sir John A. Macdonald Boulevard and South of Counter Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7491)
Clause 1, Report No. 101, 1972

(7) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Reconstruct Sidewalk to a Depressed Sidewalk In Front of Entrance and Exit At New Bus Terminal On East Side of Division Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7492)
Clause 4, Report No. 103, 1972

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Reconstruction of Certain Sidewalks,Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7493)
Clause 5, Report No. 106, 1972

(9) A By-Law to Authorize the Construction of a Concrete Sidewalk in Weller Avenue, From Division Street to Weller Avenue, and in Weller Avenue From Weller Avenue Place to 80 Feet West of Noble Street, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7494)
Clause 6, Report No. 106, 1972

(10) A By-Law to Authorize the Construction of An Asphalt Pavement, Including Curb, Gutter and Boulevard in Kingscourt Avenue, From Third Avenue to Fifth Avenue, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7495)
Clause 7B, Report No. 106, 1972

(11) A By-Law to Authorize the Reconstruction of An Asphalt Pavement In Ontario Street, From Brock Street to 31 Feet South of Princess Street, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7496)
Clause 8, Report No. 106, 1972

(12) A By-Law to Authorize the Installation of Street Lighting On Strathcona Crescent From McMahon Avenue to McMichael Street, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7497)
Clause 9, Report No.106, 1972

(13) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget For the City of Kingston (1972-1976)" (Revision No. 5)

(THREE READINGS) (PROPOSED NO. 7498)
Clause 7A, Report No. 106, 1972

(14) A By-Law to Authorize the Execution of An Agreement With Homestead Land Holdings Limited (Block 6 Reg. Plan 1255 Located In Fairway Hills Subdivision)

(THIRD READING) (PROPOSED NO. 7408)
Clause 1, Report No. 72, 1972

(15) A By-Law to Amend By-Law No. 7, "A By-Law to License and Regulate Certain Trades" (Car Washes)

(THIRD READING) (PROPOSED NO. 7480)
Clause 3, Report No. 96, 1972

(16) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited For the Reconstruction and Resurfacing of Certain Pavements

(THIRD READING) (PROPOSED NO. 7476)
Clause 11, Report No. 89, 1972

(17) A By-Law to Authorize the Execution of An Agreement With City Paving Limited For the Construction of Certain Sidewalks

(THIRD READING) (PROPOSED NO. 7477)
Clause 12, Report No. 89, 1972

MOTIONS

CITY COUNCIL MEETING NO. 18

Pursuant to Section 3 of By-Law No. 1, a Special Meeting of City Council to consider acceptance of the tender for Phase I, Contract No. 72-41 (Norman Rogers Airport) Was Held in the Council Chamber, on Friday, September 15, 1972, at 5:40 P.M., Alderman Webb, Acting Mayor, Presiding.

ROLL CALL

Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (9)

REPORTS

Council consented to the presentation of Report No. 98 of the Airport Committee as follows.

Moved by Alderman Vosper, Seconded by Alderman Travers, That Report No. 98 of the Airport Committee be received and adopted.

REPORT NO. 98

To the Mayor and Members of Council. Kingston, September 15, 1972.

The Airport Committee reports and recommends as follows:

1. That as recommended by M. M. Dillon Limited, Consulting Engineers, and the Airport Committee, the tender of Bennett Paving & Materials Ltd. for Contract No. 72-41, Airport improvements, Phase I, in the amount of $349,992.08, be accepted being the lowest tender, subject to the approval of the plans and specifications and award of the contract by the "Director" which shall include the Regional Administrator of the Department of Transport, Ontario. Further, that the City of Kingston contribute $138,000. to the cost of this project and the Department of Transport the balance, on the execution of the agreement sent to the City under date of October 6, 1972, by R. L. Clark for the Acting Chairman of Flight Standards and Regulations Division (subject to minor changes in form by the Real Estate Branch, Department of Public Works) it being noted that the total cost to Phase I is estimated as follows and that the share of the Department of Transport shall not exceed $250,000:

Contract Price - Based on estimated quantities	$349,992.08
Consulting Services -	$ 10,500.00
Engineering and Supervision Services - Department of Transport -	$ 27,507.92
	$388,000.00

City's Share	$138,000.00
Department of Transport Share -	250,000.00
	$388,000.00

NOTE:

The following bids were received:

H. J. McFarland Construction Company -	* $355,791.00	$359,276.00
Bennett Paving	** $349,992.08	
Dibblee Construction Co.	** $376,943.00	

* Based on Original Quantities.
** Based on Revised Quantities.

Consulting Estimated - $321,840.00

CARRIED
(Ald. Matthews opposed.)

REPORTS (cont'd)

Respectfully submitted,

(signed) *G. W. Vosper* (CHAIRMAN)
David J. Travers
J. L. Keenleyside

MOTIONS

(1) Moved by Alderman Keenleyside,
Seconded by Alderman Timmins,

That the joint meeting of the Finance and Accounts Committee and the Public Works Committee which had been scheduled for Tuesday, September 19, 1972, be rescheduled for 7:00 p.m. on Monday, September 18, 1972, and that Dr. J. Brown be invited to be present at 8:00 p.m.

CARRIED

(2) Moved by Alderman Hagerman,
Seconded by Alderman Keenleyside,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 6:15 P.M.

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER.

(signed) *G. L. Webb*
ACTING MAYOR.

Local Govt.

CITY COUNCIL MEETING NO. 19

The Regular Meeting of City Council Was Held in the Council Chamber, County Court House, on Monday, September 25, 1972, at 8:14 P.M., His Worship Mayor Swain Presiding.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb.(13)

Mayor Swain said that the Council greatly appreciates the courtesy of the Council of the County of Frontenac in making available their Council Chambers, Committee Room and other facilities for use by Kingston City Council and other Boards and Committees.

TABLING OF DOCUMENTS

Council consented to the addition of Documents 88 to 90 for presentation to Council.

(84) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to June, inclusive:

		1971 Jan.-June		1972 Jan.-June
REVENUE:		$255,094.		$241.498.
EXPENDITURES:				
Total Operating Expenses:		$405,791.		$393,187.
Less Revenue:	(-)	$255,094.	(-)	$241,498.
Net Operating Deficit:		$150,697.		$151,689.
Plus:				
Pro-Rated Debenture Charges	(+)	49,050.		49,571.
D.H.O. Survey (KPTS Share)		-		-
New Routes & Services - Promotion, etc.	(+)	3,066.		-
Assets Purchased from Current Revenue			(+)	294.
		$202,813.		$201,554.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) Reduced Service, New Routes & Transfer Point and Restricted Evening Service were instituted in 1971 as recommended by Consultants.

TABLING OF DOCUMENTS (cont'd)

(85) Copy of the Ontario Good Roads Association *Road Runner* for September, 1972.

(86) From the Department of the Provincial Secretary and Citizenship, Citizenship Branch, Ottawa, a copy of the publication *A Guide to Services 71-72*, with a separate index for the Ottawa Carleton area.

(87) Copy of the 1972 Dutch Elm Disease Survey prepared by Mr. Douglas R. Fluhrer, Administrator, Department of Parks, Recreation and Property, Corporation of the City of Kingston.

(88) The Children's Aid Society of the City of Kingston and County of Frontenac monthly statement showing actual expenditures to August 31, 1972.

(Note: Copy of statement distributed to each Member of Council.)

(89) *Dial-A-Bus is Coming* a pamphlet prepared by the Kingston Public Utilities Commission, Kingston Transit, concerning a new bus service.

(90) The Children's Aid Society of the City of Kingston and County of Frontenac *Newsletter* for August to September, 1972.

MINUTES

Moved by Alderman Speal,
Seconded by Alderman Timmins,

That unfinished business of City Council Meeting No. 17, held on September 12, 1972 be amended by the deletion of the word "Cloutier" at the end of line 4, in paragraph 2, page 462, and the substitution of the word "Croce", and the minutes as amended,be adopted.

Further, that the Minutes of Meeting No. 18, held on September 15, 1972, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 398 and 399, for presentation to Council.

To Be Filed:

(386) From the family of the late Archbishop O'Sullivan thanking the Members of Council for their expression of sympathy.

(387) From the Ontario Municipal Board acknowledging receipt of letter dated September 6th, 1972 concerning the construction of asphalt pavement with curb, gutter and boulevard in Portsmouth Avenue - By-Law No. 7196, and notifying that the Board's records now accordingly bear the following endorsement:

"APPLICATION WITHDRAWN BY THE MUNICIPALITY".

(388) From Mr. D. L. Hardtman, Q.C., City Solicitor, reporting on the Ontario Municipal Board Hearing of an appeal by Mary Aleta Vallentgoed for an order directing an amendment to By-Law 3078 of the City of Kingston to permit lands comprising all of Lot 11, according to Registered Plan 1336, known municipally as 27 Baker Street as a convalescent and nursing home and statingthat the Panel Chairman said that there were a number of matters arising out of the Hearing to which he wished to give further consideration and therefore his decision would be reserved.

(389) From Mr. Michael Scott, Executive Assistant to the Deputy Minister, Ministry of Treasury Economics and Intergovernmental Affairs, Toronto, acknowledging receipt of our letter of September 13, 1972, regarding the Construction Safety Act and stating that he has forwarded the report passed by City Council to appropriate officials of the Construction Safety Task Force.

COMMUNICATIONS (cont'd)

(390) From the Honourable C. J. S. Apps, Minister of Correctional Services, acknowledging receipt of Council's resolutions:

(a) (R.93(1)72) endorsing the resolution of the City of Hamilton concerning Safety Checks, Motor Vehicles;

(b) (R.95(3)72) endorsing the resolution of the Government of Ontario concerning grants to Municipalities of 25,000 population or less;

(c) (R.96(6)72) not endorsing the City of Kitchener concerning strike breaking activities;

(d) (R.96(9)72) concerning the Municipal Conflict of Interest Act; and

(e) (R.96(5)72) endorsing the Borough of Scarborough resolution concerning disposable containers.

(391) From Mr. W. G. Huntley, Chairman of the O.M.H.A. Committee of the Rotary-Kiwanis Minor Hockey Association, Kingston, extending their appreciation to Council for the City's participation in the worthwhile event of the civic dinner held on August 28, 1972.

To Be Referred to the Parks, Recreation and Property Committee:

(392) From the Regional Municipality of York requesting that their following resolution be endorsed:

> *"Whereas The Regional Municipality of York Act incorporated several municipalities into enlarged municipalities of 25,000 citizens or more; and Whereas these municipalities receive no more tax revenue collectively than they did previously if totalled on an individual basis; and Whereas The Regional Municipality of York represents the total views of its nine incorporated municipalities; Therefore be it Resolved that The Regional Municipality of York cannot accept the dictates of the Ministry of Community and Social Services making municipalities of 25,000 population or more ineligible to receive grants under the Act and requests that representation of this Ministry be requested to appear before this Council."*

To Be Referred to the City of Kingston Planning Board:

(393) From the following persons supporting Zoning By-Law No. 7264, Reduction of Density:

(1) Miss Mildred M. Blackadder,
100 Cherry Street,
Kingston, Ontario.

(2) Mr. Percy H. Froats,
541 College Street,
Kingston, Ontario.

(394) From the following persons objecting to the Zoning By-Law No. 7264, Reduction of Density:

(1) Mr. Eric Bradley,
Mrs. Mae Tracey,
Estate of Roy C. Bradley,
c/o Mr. Donald B. Good,
Barrister and Solicitor,
P. O. Box 1253,
153 Brock Street,
Kingston, Ontario.

(2) Mr. M. J. Abramsky,
Mort Investments Ltd.,
259 Princess Street,
Kingston, Ontario.

COMMUNICATIONS (cont'd)

(394) (cont'd)

(3) Mr. M. J. Abramsky,
Sequin Investments Ltd.,
259 Princess Street,
Kingston, Ontario.

(4) Mr. M. J. Abramsky,
Mort & Joe Abramsky,
259 Princess Street,
Kingston, Ontario.

(5) Mr. M. J. Abramsky,
Barrack Investments Ltd.,
259 Princess Street,
Kingston, Ontario.

(6) Mrs. Ethel Abramsky,
Joseph Abramsky & Sons Ltd.,
259 Princess Street,
Kingston, Ontario.

(7) Mr. Harry Abramsky,
Harry Abramsky Property Account,
259 Princess Street,
Kingston, Ontario.

(8) Hemlock Park Dairy Limited,
c/o Mr. James R. Herrington,
Herrington & Tait,
Barristers & Solicitors,
159 Wellington Street,
Kingston, Ontario.

(9) Mr. Peter G. Davy,
President,
Davy Real Estate Ltd.,
904 Princess Street,
Kingston, Ontario.

(10) Alderman D. J. Travers,
Chairman,
Fire, Legislation and Housing Committee.

(11) Mr.J. R. Peters,
14 Caribou Crescent,
Guelph, Ontario.

To Be Referred to the City of Kingston Planning Board:

(395) From Irving A. Rosen, Kingston Iron and Metal Limited, 140 Rideau Street, Kingston, an application for a zone change of Part of Lot 22, in the 3rd Concession, formerly Township of Kingston, now City of Kingston, on Counter Street to relocate a non-conforming use to an area that is more industrial and more suitable for the applicant's type of operation as he is operating a secondary steel material outlet including scrap ferrous and non-ferrous metals.

(396) From Mr. A. Britton Smith, Homestead Landholdings Limited, Kingston, stating:

> *"Our company has purchased the old shipyard property on the southeast side of Ontario Street, between the city-owned steam museum and the federal dry dock.*
>
> *We request that the present zoning "BB", be modified by removing the heights limitation, in order that our architect may have some flexibility for design.*
>
> *We are agreeable that the preliminary plan of the building will be submitted for approval as a condition of the zone change.*
>
> *We consider the change can be justified by stilting the building*

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board: (cont'd)

(396) (cont'd)

to open up the view of the water from Ontario Street.

We also request that provision be made for an inconspicuous shop to sell groceries and sundries. The need for this, we believe to be evident."

Which Has Been Referred to the Finance and Accounts Committee:

(397) From the Kingston Public Library a Draft copy of their building programme.

(Copies distributed to all Members of Council.)

(398) From the following persons objecting to the Zoning By-Law No. 7264, Reduction of Density:

(1) The Honourable Hugh F. Gibson,
25 Cartier Street,
Ottawa, Ontario.

(2) Mr. M. Sugarman,
City Hall Square Parking Lot,
19 Brock Street,
Kingston, Ontario.

(399) From Mr. William E. Tyson, Executive Secretary, St. Lawrence-Eastern Ontario Commission, State Office Building, 317 Washington Street, Watertown, New York,notifying of a conference entitled *"Recovering the Waterfront"* a review of the natural resource study conducted by the New York State College of Environmental Science and Forestry in cooperation with the New York State Office of Planning Services for the St. Lawrence-Eastern Ontario Commission to be held Wednesday, October 18, 1972 at the Noble Center Auditorium, St. Lawrence University, Canton, New York and Thursday, October 19, 1972, College Center Theater, Jefferson Community College, Watertown, New York.

PETITIONS

A petition, presented by Mr. Bernard H. Burdsall, 25 Mohawk Place, Kingston, having 13 signatures, opposing installation of street lighting on Mohawk Place, from Portsmouth Avenue to Indian Road, at an estimated cost of $3,124.00, was received.

(To Be Referred to the Traffic & Streets Committee.)

(Note: It will not be possible to proceed with this work under Section 12 of The Local Improvement Act.)

REPORTS

Alderman Keyes presented Report No. 99 of the Traffic and Streets Committee as follows.

Moved by Alderman Keyes, Seconded by Alderman Vosper, That Report No. 99 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 99

To the Mayor and Members of Council. Kingston, September 19, 1972.

The Traffic and Streets Committee reports and recommends as follows:

1. That by-laws be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law No. 495 (Meter By-Law) to provide:

(a) that left turns be prohibited from Place D'Armes onto Ontario Street:

COMMUNICATIONS (cont'd)

Report No. 99 - Traffic and Streets Committee: (cont'd)

1. (cont'd)

(b) that parking be prohibited on the east side of Bagot Street from Johnson Street southerly 85 feet;

(c) that the following be deleted from Schedule 5 of By-Law No. 495, since it does not accurately describe the existing parking regulation which is properly described elsewhere in the by-law:

"WELLINGTON STREET - East Side, from 35 feet
north of Princess Street
to Queen Street".

(See By-Laws 1 & 2: No. 7487 & 7488) *CARRIED*

2. That, as requested by the St. Lawrence Automobile Club, Ontario Street be closed between Market and Brock Streets from 5:30 p.m. to 8:00 p.m. on Saturday, October 7, 1972, in connection with their 20th Annual 1000 Island Rally.

CARRIED

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
Geo. Vosper
Earl J. Blaney
G. N. Speal

Alderman Timmins presented Report No. 100 of the Social Services Committee as follows.

Moved by Alderman Timmins, Seconded by Alderman Watts, That Report No. 100 of the Social Services Committee be received and adopted clause by clause.

REPORT NO. 100

To the Mayor and Members of Council. Kingston, September 19, 1972.

The Social Services Committee reports and recommends as follows:

1. That the following accounts for supplies and equipment for the Municipal Day Care Centre, Montreal and Railway Streets, which are subject to 100% subsidy from the Province, be approved for payment:

(1) Industrial Supply House, 2811 Dufferin Street, Toronto, Ont. in the amount of $523.37 for cleaning equipment.

(2) Custom Woodcraft (Kingston) Ltd., R.R.3, Kingston, Ontarion, in the amount of $1,449.00 for toy storage units.

(3) Domtrec Sales Ltd., 1763 Mattawa Avenue, Mississauga, Ontario, in the amount of $563.33 for playground equipment.

(4) Domtrec Sales Ltd., 1763 Mattawa Avenue, Mississauga, in the amount of $873.76 for playground equipment.

CARRIED

2. That the following schedule of rates for indigent burials be approved:

(1) Stillborn - $100.00.
(2) Up to 1 year - $150.00.
(3) 1 year to 16 years - $200.00.
(4) Over 16 (Adult) - $400.00.

it being noted that this amount does not include cemetary costs.

NOTE: This amount is subsidized 50% by Prov. Gov.

CARRIED

REPORTS (cont'd)

Report No. 100 - Social Services Committee: (cont'd)

3. That the holdback in the amount of $9,498.46 under contract No. 72-10, Kehoe Construction Co. Limited, for renovations to the Depot School for a Municipal Day Care Centre be released.

CARRIED

Respectfully submitted,

(signed) *D. G. Timmins* (CHAIRMAN)
V. C. Brightman
K. W. Matthews
E. Watts

Alderman Speal presented Report No. 101 of the City of Kingston Planning Board as follows.

Council consented to the addition of revised recommendations resulting from modification of subdivision plan as "Appendix B", for presentation to Council.

Mayor Swain stated that since his firm had been retained by Glenarden Realties Limited he would not participate nor vote on clauses 1, 2, 3 and 4.

Moved by Alderman Speal, Seconded by Alderman Keyes, That Report No. 101 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 101

To the Mayor and Members of Council. Kingston, September 14, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been made to the Minister of Municipal Affairs by Glenarden Realties Ltd. for approval of a draft plan of subdivision for a 72.5 acre site west of Sir John A. Macdonald Boulevard and south of Counter Street as shown on plan by Humphries and Burgham, O.L.S., dated March 2, 1972; and,

WHEREAS the proposed plan is in conformity with the existing Official Plan approved and in force; and,

WHEREAS the site of the proposed subdivision has been the subject of a Planning Staff Report entitled "Proposed Plan for 75 Acre Tract - South Side of Counter St. in the Strathcona-Glenarden Neighbourhood" which contains a "Development Plan" approved in principle by Council as a basis for consideration of applications for development approval; and,

WHEREAS the proposed subdivision is basically in conformity with the "Development Plan"; and,

WHEREAS after two public meetings and further consideration by Planning Board and the technical staff certain modifications have been made to the layout of the above plan of subdivision;

THEREFORE BE IT RESOLVED that it be recommended to the Minister of Treasury, Economics and Intergovernmental Affairs that approval be given to the draft plan of subdivision by Humphries & Burgham, O.L.S. dated March 2nd 1972, subject to the following conditions:

(1) The applicant enter into the City of Kingston Subdivision Agreement which shall include the requirements set out in Appendix "B".

(2) The Owner agrees that restrictive covenants in a form satisfactory to the City Solicitor shall be prepared, executed by the Owner and the City, and then registered at the Registry Office in the City of Kingston at the Owner's expense concurrently with the registration therein of the approved plan of subdivision (and prior to the registration of any deeds of transfer or any liens, mortgages or other charges).

REPORTS (cont'd)

Report No. 101 - City of Kingston Planning Board; (cont'd)

1. (cont'd)

(2) (cont'd)

The restrictive covenants shall provide as follows:

FIRSTLY

(a) That vehicular access to Block "F" will be restricted to Counter Street at a location satisfactory to the City.

(b) That vehicular access to Blocks "D" and "E" will be restricted to a location or locations satisfactory to the City.

SECONDLY

That no vehicular access shall be permitted from the lots along the westerly boundary of Sir John A. Macdonald Boulevard for the entire length of the subdivision with the exception of the following temporary accesses during the construction period:

(a) Lot 83 to be constructed and maintained as a temporary road for construction trucks with access to Sir John A. Macdonald Blvd. and not to be built upon until 75 per cent of Lots 1 to 128 have been occupied by completed dwellings and to be closed when 80 per cent of the lots have been built upon.

(b) Notwithstanding (a) if the Plan is developed in stages, when the southerly portion of the subdivision has been developed, Lot 88, shall be constructed and maintained as a temporary road for construction trucks with access to Sir. John A. Macdonald Boulevard and not to be built upon until 75% of the Lost 1 - 128 have been occupied by completed dwellings and to be closed when 80% of the lots have been built upon. When access to Lot 88 is opened, access over Lot 83 shall be closed.

(3) That Block "C" of the Draft Plan of Subdivision by Humphries & Burgham, O.L.S. dated March 2nd 1972 be reserved for a Public School site.

(4) That Block "A" and Lots 140 to 148 inclusive of the draft plan of subdivision by Humphries & Burgham, O.L.S., dated March 2nd 1972 be reserved for a public park site.

(5) Deeding to the City of Block "B" of the draft plan of subdivision by Humphries & Burgham, O.L.S., dated March 2nd 1972, enlarged to 3.6 acres to meet the 5% requirements under Section 33 (5) (a) of The Planning Act.

(6) Dedication of street widening along the west limit of Sir John A. Macdonald Boulevard and the south limit of Counter Street as shown on the draft plan of subdivision by Humphries & Burgham, O.L.S., dated March 2nd 1972.

(7) That the proposed plan by Humphries & Burgham, O.L.S., dated March 2nd 1972, be further amended as follows:

(a) Block "G" be combined with Block "F" with the Quarry located in Block "G" to remain in its present state as an open area not to be built upon.

Report No. 101 - City of Kingston Planning Board: (cont'd)

1. (cont'd)

(7) (cont'd)

(b) Street "B" be extended easterly to Street "A".

(c) Westmorland Road be extended easterly to Street "A".

(d) That North Park Drive North of the south leg of Street "A" be deleted and that part of North Park Drive between Street "D" and Westmorland Road as extended be relocated to abut the east boundary of Block "C" (Public School Site).

(e) That Street "C" be deleted.

(f) The walkway between Lots 121 and 122 be moved westerly to a location between Lots 125 and 126.

(g) That the plan be relotted in conformity with the revised street plan and as shown in red on the plan.

(h) That Lots 89 - 93 inclusive and Lots 125 and 126 be used for semi-detached dwellings.

The aforementioned amendments are shown on the draft plan of subdivision prepared by Humphries and Burgham, O.L.S., dated March 2nd 1972, with red line revisions by the Planning Department dated September 14, 1972.

(See By-Laws 4, 5 & 6: No. 7489, 7490 & 7491) *CARRIED 12:0*
(Mayor Swain abstained from voting because of conflict of interest.)

2. WHEREAS application has been made by Glenarden Realties Ltd. to amend Zoning By-Law 3078 on a site west of Sir John A. Macdonald Blvd. and south of Counter Street from existing R 1 A Residential (single Family) zone as follows:

(a) to R2 Residential (two family) - 4.9 acres, being Lots 129 to 148 inclusive for 20 duplexes;

(b) to a multiple family zone - 10.8 acres, being Blocks "F" and "G" for up to 540 dwelling units;

(c) to a multiple family zone - 5.5 acres, being Blocks "E" and "D" for up to 99 units;

All as shown on a draft plan of subdivision prepared by Humphries & Burgham, O.L.S. dated March 2, 1972; and,

WHEREAS the application is in conformity with the Official Plan existing and in force; and,

WHEREAS the site of the proposed rezoning has been the subject of a planning report entitled "Proposed Plan for 75 Acre Tract - South Side of Counter Street in the Strathcona - Glenarden Neighbourhood: which contains a "Development Plan" approved in principle by Council as a basis for consideration of applications for development approval; and,

WHEREAS the proposed zoning amendments are basically in conformity with the "Development Plan"; and,

WHEREAS after two public meetings and further considerations by Planning Board and the technical staff certain modifications to the proposals have been made;

REPORTS (cont'd)

Report No. 101 - City of Kingston Planning Board: (cont'd)

2. (cont'd)

THEREFORE BE IT RESOLVED that Zoning By-Law 3078 be amended as follows:

(a) from R1A Residential (single family) to R2 Residential (two family) on Lots 89 to 93 inclusive, Lots 125 and 126, Lots 130 to 139 inclusive, and on the northern 195 feet more-or-less of North Park Drive as extended where it intersects with Street "D".

(b) from R1A Residential (single family) to R3 Residential (multiple family) modified to permit a maximum density of 18 dwelling units/acre on Blocks "D" and "E";

(c) from R1A Residential (single family) to R5 Residential (multiple family) on Blocks "F" and "G".

and that the aforementioned amendments be subject to the following conditions:

(1) That the applicant enter into the City's standard subdivision agreement.

(2) That the applicant enter into a site plan agreement with respect to Blocks "E" and "D" and "F" and Lots 89 to 93 inclusive, Lots 125 and 126, Lots 130 to 139 inclusive and on the northern 195 feet more or less of North Park Drive as extended where it intersects with Street "D".

(3) Payment to the City of a Park Levy in the amount of $50.00 for each multiple dwelling unit over and above the number of dwelling units which could be built under the existing R1A zoning.

(4) Deeding to the City of Block "A" and Lots 140 to 148 inclusive for park purposes.

(5) That Block "G" be combined with Block "F" with the Quarry located in Block "G" to remain in its present state as an open area not to be built upon;

and that all the aforementioned lots and blocks are shown on a draft plan of subdivision by Humphries and Burgham, O.L.S., dated March 2, 1972, with red line revisions by the Planning Department dated September 14th 1972. The said revisions are to be incorporated on a revised draft plan of survey by Humphries and Burgham, O.L.S.

BE IT FURTHER RESOLVED that By-Law 3078 be amended by adding a new classification to be known as R5 Residential so that on Blocks "F" and "G" of the draft plan of subdivision of Parts of Lots 19 and 20, Con. II, City of Kingston, Glenarden Realties Ltd. comprising approximately 10.8 acres, residential high density development at not more than fifty dwelling units per acre shall be allowed. The regulations of the R5 Residential Zone shall be in accordance with the attached Appendix "A".

AND BE IT FURTHER RESOLVED that notwithstanding the uses permitted in the R5 Residential Zone, a maximum of 3,000 sq. ft. of ground floor space may be used for neighbourhood retail commercial shops and/or services on the area identified as Block "F" of the Draft Plan of Subdivision of Parts of Lots 19 and 20, Concession 2, City of Kingston, as prepared by David Humphries and dated March 2, 1972.

CARRIED
(Mayor Swain abstained from voting because of conflict of interest.)

REPORTS (cont'd)

Report No. 101 - City of Kingston Planning Board: (cont'd)

3. WHEREAS APPLICATION has been made by Glenarden Realties Ltd. for approval of a draft plan of subdivision on a 72.5 acre site west of Sir John A. Macdonald Blvd. and south of Counter Street; and,

WHEREAS development of the proposed subdivision requires connection to streets in adjacent developed subdivisions; and,

WHEREAS access to these streets is now restricted by one foot reserves;

THEREFORE BE IT RESOLVED that subject to the applicant entering into the City's standard subdivision agreement, the one foot reserves as follows be lifted:

(a) Registered Plan 537 - north end Westmorland Road.

(b) Registered Plan 1390 - north end of North Park Drive.

CARRIED 8:4
(Ald. Keenleyside & Ald. Matthews opposed.)
(Mayor Swain abstained from voting because of conflict of interest.)

(See Following Motion of Amendment Which Was Lost.)

Moved by Alderman Keenleyside,
Seconded by Alderman Hagerman,

That Clause 3, Report No. 101, be amended to add Clause "C" as follows: "and further that this one foot reserve be not lifted for the purpose of vehicular construction traffic until after 80% of construction of the initial stages of Development of this Project are completed."

LOST 5:7

4. That Council does hereby certify that By-Law No. 7491, a by-law to amend by-law 3078, zoning by-law 1930, 1931 and 1952 annexation areas (Zone Change From R1A to Two Family and Multiple Residential, 72.5 Acre More-Or-Less Site West of Sir John A. Macdonald Boulevard and South of Counter Street) is in conformity with the Official Plan approved and in force for the City of Kingston.

CARRIED
(Mayor Swain abstained from voting because of conflict of interest.)

Respectfully submitted,

(signed) *G. N. Speal* (CHAIRMAN)
K. Keyes
E. V. Swain
G. Vosper

APPENDIX "A" TO
REPORT NO. 101
Dated Sept. 14, 1972.

AMENDMENT TO ZONING BY-LAW 3078

PROPOSED R5 - RESIDENTIAL ZONE REGULATIONS

1. PERMITTED USES

Multiple family dwellings (including bachelor apartments).

REPORTS (cont'd)

Report No. 101 - City of Kingston Planning Board; (cont'd)

APPENDIX "A" TO
REPORT NO. 101
Dated Sept. 14, 1972. (cont'd)

1. PERMITTED USES (cont'd)

Church and church halls.

Libraries, art galleries and museums.

Municipal publicly owned utility and government buildings of facilities and telephone exchanges.

Community centres and non-commercial outdoor recreational facilities.

Accessory uses incidental soley to any of the above uses including:

A home operated or supervised by a Children's Aid Society for the temporary care of children.

2. REGULATIONS

Minimum Front Yard - 25 ft.

Minimum Side Yard - on each side shall be not less than 15 feet or one-half the height of the building. The greater distance of the two shall apply.

Buildings on corner lots shall have a minimum side yard abutting a street of 25 ft.

Where a side yard abuts a one or two family residential zone there shall be a minimum side yard of 25 ft. or two-thirds the height of the building. The greater distance of the two shall apply.

Minimum Rear Yard - of not less than 25 ft. for any building up to 5 storeys or 50 feet in height and for each additional storey 4 feet of additional rear yard.

Minimum Lot Area (per dwelling unit)

Three to five family dwelling units	2300 sq. ft./unit.
Six to ten family dwelling units	11,500 sq. ft. plus 1,200 sq. ft. each unit above five units
Eleven to thirty-five family dwelling units	17,500 sq. ft. plus 550 sq. ft./each unit above ten units.
Thirty-six units or more	870 sq. ft./unit.

Maximum Lot Coverage - 15%

Minimum Lot Width - 100 ft.

Minimum Floor Area (per dwelling unit)

Two to five family dwelling	800 sq. ft.
Six or more family dwelling	700 sq. ft.
Bachelor Apartment	300 sq. ft.
Senior Citizen Apartments(one bedroom)	450 sq. ft.

Accessory Buildings

Maximum Height - 15 ft.

Maximum lot occupancy - 10%

REPORTS (cont'd)

Report No. 101 - City of Kingston Planning Board: (cont'd)

APPENDIX "A" TO
REPORT NO. 101
Dated Sept. 14, 1972. (cont'd)

2. (cont'd)

No Multiple Family Dwellings Without Municipal Water and Sewer

No multiple family dwellings shall be erected on a lot unless municipal water and sewer service is available.

Off-Street Parking - as per Section 20 of By-Law 3078.

A minimum of 90% of the required parking shall be underground or enclosed within the main structure.

Landscaping

A minimum of 75% of the lot area shall be reserved for landscaping purposes.

Off-Street Loading - as per Section 21 of By-Law 3078.

Where housing units are allowed and there are more than 40 housing units with more than one bedroom contained in one or more apartment buildings on the property, a Play Space of at least 25 sq. ft. per housing unit shall be provided in one location. In projects of over 100 such housing units, the required space may be separated into two or more areas provided no one space is less than 2500 sq. ft.

Play Spaces shall be located in rear areas, at ends of buildings or in other suitable locations on the property which will not impair views from living rooms or front entrances, and permit easy access from the housing units without encountering traffic hazards.

3. DEFINITION

Lot Coverage shall mean the ground floor area of the building expressed as a percentage of the lot area.

APPENDIX "B" TO
CITY OF KINGSTON
PLANNING BOARD REPORT
NO. 101

1. Work outside the subdivision will include:

Sewers in Counter St., Old Quarry Rd., and Stormont Avenue.

Walks on Counter St. and Westmorland Rd.

Storm Sewer on Counter St. extending to the Little Cataraqui Creek and the walks extending in Counter and Westmorland to Indian Road and Glengarry Road respectively.

Sewer work may be necessary in North Park Drive from the subdivision to Glengarry Rd.

Driveway Entrance Culverts - Counter St.

2. Deeding of a sewer easement in the vicinity of Lot 127 for connections to Indian Road and Old Quarry Road and in the vicinity of Stormont Avenue for connections to Stormont Avenue.

REPORTS (cont'd)

Report No. 101 - City of Kingston Planning Board; (cont'd)

APPENDIX "B" TO
CITY OF KINGSTON
PLANNING BOARD REPORT
NO. 101

3. Sidewalks on both sides of Street "D" from Counter St. to Street "E" and Street "E" with walks on one side of all other streets including balance of Street "D".

4. Area of phases must relate to sewer outlets.

5. Deeding of a 20 foot easement for watermain running from the rear to the front of Lot 80 to allow for extension to 16 inch watermain to Street "A".

6. Fire Hydrants shall be installed in locations satisfactory to the Public Utilities Commission and Kingston Fire Department.

7. Where buildings do not exceed two storeys above the top of a foundation provisions shall be made to allow fire vehicles to approach to within 200 feet of any portion or part of each unit at the developer's expense.

8. Buildings of three or more storeys shall be so located as to permit access to within 25 feet of the entire frontage and rear of each unit on a yard width of 28 feet, such yard to be capable of supporting a 20 ton vehicle.

Alderman Timmins presented Report No. 102 of the Rideaucrest Home Committee as follows.

Moved by Alderman Timmins, Seconded by Alderman Matthews, That Report No. 102 of the Rideaucrest Home Committee be received and adopted clause by clause.

REPORT NO. 102

To the Mayor and Members of Council. Kingston, September 14, 1972.

The Rideaucrest Home Committee reports and recommends as follows:

1. That, as recommended by the Purchasing Agent, the quotation of R. G. Andress Ltd. in the amount of $3,498.00 for a two compartment, direct source steam cooker, including delivery and installation, being the lowest quotation in accordance with the specifications and requirements contained in the subject inquiry, be accepted.

Note: There are funds for this expenditure in the 1972 Budget. Subject to 70% subsidy.

CARRIED

2. That, as recommended by the Purchasing Agent, the quotation of J. A. Wright Construction Limited in the amount of $2,980.00 (tax exempted), for the supply of all plant, material and labour for the installation of a 5000 Imperial gallon auxiliary storage tank at Rideaucrest Home, be accepted, being the lowest firm quotation received.

Notes: Budget transfer of $1,580.00 required. See Clause 4 of Finance and Accounts Report No. 106. Subject to 70% subsidy.

The budget estimate was based on information obtained by the Administrator at the first of the year from a local supplier for installation, plus $200. for supply of the tank.

CARRIED

REPORTS (cont'd)

Report No. 102 - Rideaucrest Home Committee: (cont'd)

3. That the account of Londry's Drugs Limited in the amount of $371.00 for drugs for residents of Rideaucrest Home, be approved for payment.

CARRIED

4. That the account of Mills Office Supplies in the amount of $498.75, tax included, for 1 Remington Rand Electric Typewriter for Rideaucrest Home, be approved for payment.

> *Note: Budget transfer of $49.00 required. See Clause 4 of Finance and Accounts Report No. 106. Subject to 70% subsidy.*

CARRIED

5. That the account of the Ministry of Community and Family Services in the amount of $374.02 for drugs purchased from Central Pharmacy in Toronto, for residents of Rideaucrest Home, be approved for payment.

CARRIED

6. That the account of Honeywell Limited in the amount of $331.00 for an electonic control panel at Rideaucrest Home be approved for payment, as a charge against "Maintenance of Buildings."

CARRIED

7. That, as recommended by the Purchasing Agent, the acceptance of tenders in part for those items as indicated in the Summary of Tender No. 72-41 as being the lowest, or one of the lowest tenders received for Sundry Food Supplies for Rideaucrest Home for the months of October, November and December, 1972, be approved.

> *Note: Copy of Summary of Tender No. 72-41 distributed to all Members of Council.*

CARRIED

8. That, as recommended by the Purchasing Agent, the tender of Mac Amey Motors in the net amount of $3,100.00 after trade, plus $155.00 Ontario Retail Sales Tax, total $3,255.00, be accepted for replacement of the station wagon at Rideaucrest Home, being the lowest tender received.

> *Note: Budget transfer of $255.00 required. See Clause 4 of Finance and Accounts Report No. 106. Subject to 70% subsidy.*

CARRIED

9. That, as recommended by the Administrator, since one of the existing integrant boilers of the heating system at Rideaucrest Home requires retubing, the quotation of Millard and Lumb Limited in the amount of $1,588.86 be accepted for carrying out this work, it being noted that this quotation is based on their account for the recent retubing of another boiler, being the lower of two tenders received at that time.

> *Note: Budget transfer of $1,589.00 required. See Clause 4 of Finance and Accounts Report No. 106. Subject to 70% subsidy.*

CARRIED

Respectfully submitted,

(signed) D. G. Timmins (CHAIRMAN)
V. C. Brightman
K. W. Matthews
E. Watts

REPORTS (cont'd)

Alderman Webb presented Report No. 103 of the Public Works Committee as follows.

Council consented to the addition of Clause 5 for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Blaney, That Report No. 103 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 103

To the Mayor and Members of Council. Kingston, September 18, 1972.

The Public Works Committee reports and recommends as follows:

1. That the tender of the Canadian Salt Co., in the unit amount of $13.49 per ton (T.I.P.) fob Kingston for supply of 3500 tons, more or less, of winter control salt be accepted being the lower tender received.

CARRIED

2. That the services of McAsphalt Engineering Services be retained for field and laboratory testing of surface coarse asphalt on the following streets and that the cost be charged to the construction by-laws:

	Est. Cost
Princess St. from Division to Clergy St.	$ 441.00
Queen St. from King to Ontario St.	371.00
Division St. from Kirkpatrick to Elliott Ave.	395.00
Lappan's Lane from Counter St. to north limit of P.U.C. property	390.00
Benson St. from existing easterly to Conacher Dr.	459.00
Total estimated cost	$2,056.00

CARRIED

3. That the following accounts be paid:

S & R Dept. Store - $590.92 - 268 prs. leather gloves - being the lowest quotation on file.
The Geo. A. Wright & Son Machine Works Ltd. - $406.02 - repairs to garbage packers
Kingston Spring & Muffler Service - $410.60 - suspension repair parts for truck #300 and #332
Glen Lawrence Const. Co. Ltd. - $2,089.95 - paving of Traffic Circle
Revco Ltd. - $660.35 - speed reducer for Sewage Treatment Plant - being the only source of supply of type of equipment required.

CARRIED

4. That notwithstanding the provisions of By-law No. 10 - A By-law Respecting Streets - the sidewalk in front of the entrance and exit at the new bus terminal on east side of Division St. be removed and replaced with a depreseed sidewalk rather than constructing gutter ramps, and that cost be charged to the owner of the property.

(Note: This will permit the smooth flow of traffic into and out of the property by eliminating the necessity for stopping in order to negotiate a ramp)

(See By-Law 7: No. 7492) *CARRIED*

5. That the account of McGinnis and O'Connor Ltd., in the amount of $768.07, for the supply of stone chips for asphalt surface treating, be paid. (Lowest tender on file)

CARRIED

Respectfully submitted,

(signed) G. L. Webb (CHAIRMAN)
Earl J. Blaney
Tom A. Hagerman
E. Watts

REPORTS (cont'd)

Alderman Travers presented Report No. 105 of the Fire, Legislation and Housing Committee as follows.

Council consented to the addition of Clause 3, as amended, for presentation to Council.

Moved by Alderman Travers, Seconded by Alderman Watts, That Report No. 105 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 105

To the Mayor and Mayor and Members of Council. Kingston, September 21, 1972.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as requested by the Kingston Chapter, Sweet Adelines, Inc., the day of October 5th, 1972 be proclaimed as "Silver Anniversary Share a Song Day" in Kingston.

CARRIED

2. That the following resolution of the City of Waterloo be endorsed:

> *"That the Ontario Government be petitioned to pass specific legislation requiring the removal of locks from ice-boxes and refrigerators that are discarded and not being used for their normal purpose."*

CARRIED

3. That the services for the Parkhurst subdivision on the south side of Weller Avenue which are constructed in the boundary street - Weller Avenue- be financed as follows:

Sidewalk - Along the South Side of Weller Avenue from the easterly boundary of Lot 9, Registered Plan 450, to the westerly boundary of the Holy Family Church property, under Section 12 of The Local Improvement Act, with the City asssuming 70% of the costs, since this is a sidewalk for school children;

NOTE: By-Law No. 7494 would be amended to include this extension if approved by Council.

Sanitary Sewer - Along the South Side of Weller Avenue westerly from the old Lot line between Lots 14 and 15 to the easterly boundary of Lot 5, Registered Plan 450, under Section 7 of The Local Improvement Act.

Ditching and Entrance Culverts - Developer to assume 100% of costs of culverts for each required driveway and required ditching along the south side of Weller Avenue in front of the subdivision.

Sewer and Water Lateral Services - Water Laterals as a 100% cash charge to the Developer. Sewer laterals for lots 11 and 8 would be on a cash basis and the laterals for lots 1 to 5 shall be included in the Sewer Local Improvement By-Law.

CARRIED
AS AMENDED

Respectfully submitted,

(signed) D. J. Travers (CHAIRMAN)
E. Watts
K. W. Matthews
Tom Hagerman

REPORTS (cont'd)

Alderman Webb presented Report No. 106 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clause 13, as amended, and Clauses 14 to 17, for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Keenleyside, That Report No. 106 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 106

To the Mayor and Members of Council. Kingston, September 18, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That R. H. Clark and J. H. Brown, Consultants, be authorized to carry out negotiations until October 20th, 1972 to arrange financing for a Kingston Reclamation Project, which would accept all wastes generated by the City of Kingston, for which disposal in a City owned and operated sanitary land fill method would be acceptable, it being understood that the project would not involve the collection of municipal waste; that approval of the Waste Management Branch would be required; that research and development work may be carried on at the plant; and that subject to the approval of the Ontario Municipal Board, the City of Kingston is prepared to pay an amount not exceeding $400,000.00 annually for five years for this reclamation disposal service.

CARRIED 11:2
(Ald. Watts opposed.)

2. That the owners of the Hemlock Park Dairy Limited property, being 94 acres located off Montreal Street, comprising Lots 32 and 33, Concession 5, Township of Kingston, be notified that the City wishes to take out an option to purchase on the property, subject to the following conditions:

(1) forthwith upon the execution of an offer to sell the 94 acres, including sand rights, for the sum of $95,000.00, the City will pay the sum of $500.00 for a six-month option, renewable for a further six months at the rate of $100.00 per month;

(2) the monies paid by the City for the option to purchase shall apply on the purchase price if the option is executed; and

(3) engineers employed by the City shall be permitted entrance on the property to take soil borings;

- and -

That the Real Estate Agent for the owner of the Anderson property, consisting of three parcels of land containing approximately 215 acres, described as follows:

Parcel No. 1 - Part of Lot 34, Concession 4, Township of Kingston, containing 34.89 acres, fronting on the north side of the Kingston Mills Road and having a frontage of 1,000 feet more or less along the north side of the Kingston Mills Road;

Parcel No. 2 - Part of Lots 33 and 34, Concession 4, Township of Kingston, containing 44.18 acres, fronting on the north side of the mainline of the C.N.R. and the south side of the Kingston Mills Road, having a frontage on the Kingston Mills Road of 250 feet more or less;

Parcel No. 3 - Part of Lots 33, 34, 35 and 36, Concession 4, Township of Kingston, and Part of Lot 12 in the Concession west of the Great Cataraqui River, and all of Lots 10, 11 and 12 in the Concession west of the Great Cataraqui River, containing 136 acres, fronting on the north side of Highway 401 and on the south side of the mainline of the C.N.R., having a frontage on the north side of Highway 401 of 5,300 feet more or less;

be notified that the City wishes to take out an option to purchase on the property, subject to the following conditions:

REPORTS (cont'd)

Report No. 106 - Finance and Accounts Committee: (cont'd)

2. (cont'd)

(1) forthwith upon the execution of an offer to sell the 215 acres for the sum of $200,000.00, the City will pay the sum of $500.00 for a six-month option, renewable for a further six months at the rate of $100.00 per month;

(2) the monies paid by the City for the option to purchase shall apply on the purchase price if the option is executed; and

(3) engineers employed by the City shall be permitted entrance on the property to take soil borings.

CARRIED 9:3
(Ald. Matthews and Ald. Watts opposed.)
(Ald. Keenleyside abstained from voting because of conflict of interest.)

3. That J. L. Richards and Associates Limited, Kingston, be authorized to proceed immediately (provided consent from the owners is obtained) with their soils investigation as outlined in their proposal dated May 8th, 1972 on Site 1 and Site 2, at a total cost not to exceed $5,500.00, it being understood that other work will be deferred pending a decision on the Kingston Reclamation Project.

CARRIED
(Ald. Matthews, Ald. Timmins, and Ald. Watts opposed.)
(Ald. Keenleyside abstained from voting because of conflict of interest.)

4. That, as recommended by the Rideaucrest Home Committee, the following budget appropriation amendments be approved to provide sufficient funds for:

(1) supply and installation of a 5000 auxiliary storage tank:

Approved tender	$2,980.00
1972 budget appropriation	1,400.00
Balance required	$1,580.00

(2) Supply of 1 electric typewriter:

Approved account	$ 498.75
1972 budget appropriation	450.00
Balance required	$ 48.75

(3) Replacement of equipment (station wagon):

Approved tender	$3,255.00
1972 budget appropriation	3,000.00
Balance required	$ 255.00

(4) Retubing of boiler:

Approved quotation	$1,588.86
1972 budget appropriation	-
Balance required	$1,588.86

	Increase
RIDEAUCREST HOME	
REVENUE	
Full Paying Residents, Extended Care	$3,473.00

REPORTS (cont'd)

Report No. 106 - Finance and Accounts Committee: (cont'd)

4. (cont'd)

	Increase (cont'd)
RIDEAUCREST HOME (cont'd)	
EXPENDITURES Building and Property -Equipment, Replacement Account No. 9961	$3,424.00
-Administration Account No. 9976	$ 49.00

CARRIED

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the following sidewalks, at an estimated cost of $19,560.63, under Section 12 of The Local Improvement Act, as follows:

Street	Side	From
Princess	South	21.8' west of King westerly 44.9'
Princess	South	66.7' west of King westerly 67'
Princess	South	133.7' west of King westerly 125.5'
Bagot	West	(Queen northerly 101.8'
Bagot	West	(122.5' north of Queen northerly 60')
Queen	North	Barrie westerly 141'
Frontenac	West	Princess northerly 308'
Union	North	Division easterly 180'
Brock	South	(Clergy easterly 124'
Clergy	East	(Brock southerly 10')
King	North	Alwington easterly 179.82'

	Cost	Debenture
Owners' Share	$ 7,617.29	$ 7,617.29
Corporation's Share	11,302.30	11,302.30
MTC Subsidy	641.04	-
	$19,560.63	$18,919.59

Note: There is provision for this expenditure in the 1972 Capital Budget.

(See By-Law 8: No. 7493) *CARRIED*

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a concrete sidewalk on Weller Avenue Place from Division Street to Weller Avenue, and on Weller Avenue from Weller Avenue Place to 80' west of Noble Street, at an estimated cost of $14,200.00, under the provisions of Section 12 of The Local Improvement Act:

	Cost	Debenture
Owners' Share	$ 3,928.07	$ 3,928.07
	10,271.93	10,271.93
	$14,200.00	$14,200.00

(See By-Law 9: No. 7494) *CARRIED*

REPORTS (cont'd)

Report No. 106 - Finance and Accounts Committee: (cont'd)

7. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS Paving of Gravel Roads - Kingscourt, Third to Fifth (increases appropriation to $16,225.00)	$1,225.00	-
Road Reconstruction - Brock, Sydenham to Bagot (reduces balance to $745.00)	-	$1,225.00

(See By-Law 13: No. 7498)

- and -

B. authorize the construction of asphalt pavement, including curb, gutter and boulevard on Kingscourt Avenue, from Third Avenue to Fifth Avenue, at an estimated cost of $24,350.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$ 8,099.23	$ 8,099.23
Corporation's Share	8,125.39	8,125.39
MTC Subsidy	8,125.39	-
	$24,350.01	$16,224.62

(See By-Law 10: No. 7495)

CARRIED

8. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of asphalt pavement on Ontario Street, from Brock Street to 31' south of Princess Street, at an estimated cost of $15,157.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$ 1,941.62	$ 1,941.62
Corporation's Share	6,607.69	6,607.69
MTC Subsidy	6,607.69	-
	$15,157.00	$ 8,549.31

Note: There is provision for this expenditure in the 1972 Capital Budget.

(See By-Law 11: No. 7496)

CARRIED

REPORTS (cont'd)

Report No. 106 - Finance and Accounts Committee: (cont'd)

9. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the installation of Street Lighting on Strathcona Crescent, from McMahon Avenue to McMichael Street, at an estimated cost of $2,795.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

	Cost	Debenture
Owners' Share	$ 1,970.00	$ 1,970.00
Corporation's Share	825.00	825.00
	$ 2,795.00	$ 2,795.00

Note: There is provision for this expenditure in the 1972 Capital Budget.

(See By-Law 12: No. 7497) *CARRIED*

10. That, as recommended by the Commissioner of Works, to relieve the obstruction in the stone sewer under City Hall, authority be granted to the City's Public Works force, under the direction of the Commissioner of Works, to excavate from 5' outside the City Hall down to the main interceptor sewer and make connections between the interceptor and the new 15" storm and 6" sanitary collector lines; excavate to old stone sewer off the north-east corner of City Hall at intersection of Brock and Ontario Streets to ascertain invert; backfill and patch at both locations; and install new manholes if required; all as more particularly set out in letter from Smith and MacLennan, Architects, dated September 11th, 1972, at an estimated cost of $5,000.00;

- and -

that the following budget appropriation amendment be approved to provide the necessary funds:

	Increase	Decrease
FINANCE COMMITEEE UNCLASSIFIED - Contingencies	-	$5,000.00
CITY PROPERTY GENERAL ADMINISTRATION Cont. from Rev. Fund	$5,000.00	-

Note: Provision for this work is not included in the architect's estimate.

CARRIED

11. That, as recommended by the Parks, Recreation and Property Committee, funds up to the amount of $500.00, to cover rental, telephone and supplies, for "The Centre", be guaranteed, to assist them in their project; it being understood that the funds will not be paid if "The Centre" is provided with a grant from the Provincial Government by the extension of the L.I.P. Program.

CARRIED
(Ald. Keyes and Ald. Webb opposed.)

REPORTS (cont'd)

Report No. 106 - Finance and Accounts Committee: (cont'd)

12. That the establishment of the Kingston Organizing Committee for the 1976 Olympic Yachting Events, to be known as the Kingston Organizing Committee, which Committee shall have the following terms of reference, be approved:

(1) To arrange and co-ordinate the physical, administrative and management preparations of the Corporation of the City of Kingston to act as host for the 1976 Olympic Yachting Events, including any events which may be required in 1973, 1974 and 1975 as part of the pre-Olympics programme.

(2) To carry on and maintain liaison with the Montreal Organizing Committee with respect to the XXIst Olympiad and with such other organizations and bodies as may be deemed appropriate.

(3) To stage and carry on the 1976 Olympic Yachting Events.

(4) To make such recommendations to Council as may be deemed appropriate and reasonable from time to time in accordance with the terms of reference.

And that the Members of the Committee be as follows:

Chairman: C. W. Jones
Vice-Chairman: E. V. Swain
City Council Liaison: W. T. J. Cook
City Staff Liaison: D. Fluhrer
Class Officers: R. Watts
Measurement: S. Lazier
Race Commiteee: L. Sherwood
Naval Liaison: E. V. Swain
Commodore: B. Dalton
Services: K. Gordon
Protocol and Entertainment: E. V. Swain
Communications (Technical): T. Kennedy
Media: M. Davies
Results: R. Rathbun
I.Y.R.U. representative: L. Watters
C.Y.A. representative: D. Keary

with power to the Committee to add such additional members from time to time as may be required to fulfil the purposes for which said Committee was constituted.

CARRIED
(Ald. Timmins &
Ald. Travers
opposed.)

13. That funds in the amount of ₤655.0.0 (approximately $1,558.90) be authorized to be forwarded to Mr. Alan Beddoe, the City's consultant, in payment of fees required to be submitted with the application made to the Duke of Norfolk, Earl Marshal and Hereditary Marshal of England, College of Heralds, for approval and permission to use the Coat of Arms and Badge as approved by Council on September 12, 1972, recoverable from the R.C.A.F. Association and that the sum of ₤100.0.0 for "Exemplification" of the Arms also be approved.

NOTE: The R.C.A.F. Association have stated they would provide funds up to the sum of $2,000.00 during Tercentenary Year.

CARRED AS AMENDED

14. That the account of Mr. Alan B. Beddoe in the amount of $584.77 for designed the City's Coat of Arms, Crest, Supporters and Badge, and negotiating the grant of these from the College of Arms authorities

REPORTS (cont'd)

Report No. 106 - Finance and Accounts Committee: (cont'd)

14. (cont'd)

in London, England, be approved for payment, as a charge against "Finance - Miscellaneous." *(Note: $84.77 for actual disbursements.)*

CARRIED

15. That, as recommended by the Public Works Committee, since utility relocation on the west side of Victoria Street from Princess Street to South Bartlett Street is expected to be completed in the early part of October, and widening could commence, By-Law No. 7477, "A By-Law to Authorize the Execution of an Agreement with City Paving Limited for the Construction and Reconstruction of Sidewalks," be amended on third reading to include the following reconstruction of sidewalks, for which M.T.C. subsidy is available:

(1) North side of Princess Street from Victoria Street westerly 24.25 feet;

(2) West side of Victoria Street from Princess Street northerly 164.32 feet; and

(3) West side of Victoria Street from South Bartlett Street southerly 197 feet;

- and -

to revise quantities as follows:

Item	Prev. Auth. Quan. s.f.	Incr. s. f.	Amended Quan. s. f.	Unit Price	Increase Cost
1 one coarse type A	35,553.46	1890	37,443.46	$1.30	$2,457.00
2 wire mesh	19,791.00	1100	20,891.00	$0.25	275.00
					$2,732.00

CARRIED

16. That the account of Hardtman and Martin, City Solicitors, in the amount of $350.00 for legal counsel in the matter of an appeal of Mrs. Mary Aleta Vallentgoed for an order directing an amendment to Zoning By-law No. 3078 to permit the premises known as 27 Baker Street to be used as a convalescent and nursing home, at the Ontario Municipal Board Hearing on September 13th, 1972, be approved for payment.

CARRIED

17. That the account of the Ontario Department of Labour, for approval of drawings prepared by Smith and MacLennan, Architects, for City Hall Renovations, in the amount of $1,702.00 be approved for payment, it being noted that the charge is based on government scale and estimated cost for renovations of $1,700,000, as a charge against WIP - City Hall Renovations.

CARRIED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
G. L. Webb
J. L. Keenleyside
K. Keyes
D. G. Timmins
D. J. Travers

UNFINISHED BUSINESS

Alderman Keenleyside referred to a report on expenditures for 1971, and stated that the per capita expenditures for the Police Department in Kingston, in relation to eight other communities, are only surpassed by Brantford and that some of these municipalities are much larger. He said that we have spent more than most municipalities of comparable size in Ontario. He further stated that perhaps better distribution of manpower rather than more men was the answer and that the policemen were doing too much clerical work.

In response to Alderman Keenleyside, Mayor Swain said that there was a full complement of men on duty on July 1st.

Alderman Keenleyside said he would like information on how many men were on duty for the entire weekend of July 1st.

Alderman Keenleyside stated that the City of Kingston Social Services Department costs were much higher than all other communities and that the expenses should be looked into, more personnel were not necessarily required.

Mayor Swain said that the Police Department personnel requirements are under active review and he hoped it would be completed at the next meeting.

Alderman Keenleyside said that the Public Utilities Commission were not reducing the bus deficit even with all the surveys and gimmicks. He hoped that the Kingston Dial-a-Bus did not increase deficits.

Alderman Timmins said he would like Alderman Travers to report on Alderman Matthews remarks about the run down areas and houses in the City of Kingston.

Alderman Timmins stated that the Social Services department operates under Provincial regulations.

Alderman Matthews said that the Finance Committee should meet with the Police Commission to discuss law enforcement. He stated further that the public can not expect to have a policeman to watch each house. Persons charged should be given a quick trial and if guilty detained in jail as crimes are being committed by those out on bail. The bail system should be tightened and persons released should be returned to their home town.

In reply to a question from Alderman Matthews, Mayor Swain said the names of persons who sold Notre Dame Convent to the City are unknown.

Alderman Matthews said in the land acquisition for a garbage disposal site the City should have continued to deal with the owner Anderson and not his lawyer.

Alderman Vosper said at the September 15th meeting of City Council Alderman Keyes had asked reasons for increase in the Airport tender over engineering estimates . The increase was 8% on the Engineers estimate; the completion date may have prevented some from bidding.

Alderman Vosper asked if concrete proposals were before Teron and the other party, and if agreement was likely to be reached.

Alderman Blaney asked if there was protection against ghost calls to the Kingston Dial-a-Bus.

Mayor Swain said experience showed that after a while the same group of people used the service and that the dispatcher would probally recognize a child's voice. He stated further that they would try to pick up persons in the same area so a false call would not involve a wasted trip.

Alderman Travers said in reply to Alderman Timmins, that three properties complained about by Alderman Matthews had been inspected by the Fire Department and requirements made known to the owner of the property. He said the Housing Standards Officer was also enforcing requirements.

UNFINISHED BUSINESS (cont'd)

Alderman Watts stated that the Conference on Aging in Ottawa was a success. He said the Honourable Mr. Munroe had confirmed that three Kingston Projects would be eligible for Federal Grants. The Committee on Aging would be agreeable to holding one of its meetings in Kingston during 1973.

Alderman Watts said the Tercentenary celebrations were moving and people around the horseshoe should assist the chairman who was being overloaded with work. He stated that the Tercentenary Committee had produced a very attractive brochure.

Alderman Webb said the City was following proper procedure and was dealing with the real estate agent on the Anderson property.

Alderman Webb noted that a person who had his sentence deferred was at the Moscow Games and not just walking the streets.

Alderman Webb said that the 1971 per capita figures for Police are not a fair comparison because of the Penitentiary riots and trial involved heavy overtime payments.

Alderman Matthews said he agreed that the sentence against Ballard should not have been deferred.

Mayor Swain remindedthe Members of Council of the meeting at Queen's University on Saturday and bus to Ottawa on October 3rd for the presentation by Mr. Bennett on the economic study of Eastern Ontario. He said it will be the basis for formulation of economic policy and will not deal with Regional Government.

Mayor Swain said he was continuing as role of mediator between Teron and the second party. The two parties have not met recently but he has had a number of separate discussions with Mr. Teron and the Property Committee of the R.C.H.A. Association. He stated further, that there have been definite proposals, generally from Mr. Teron and modifications suggested by the Property Committee. The most recent proposals, generally from Mr. Teron, filed in August could be accepted. The fact that negotiations have been carried on since June shows a receptivity by both parties. A reply is being waited from the Property Committee. Within three days of acceptance by the membership Teron will commence substantial work.

Mayor Swain said he had been asked to continue as mediator by both parties and that no action was warranted by Council at this stage.

BY-LAWS

Council consented to the addition of By-Law No. 18 for presentation to Council.

(a) Moved by Alderman Travers,
Seconded by Alderman Vosper,

That By-Laws 1 to 13 plus 18 receive their first reading.

CARRIED

(b) Moved by Alderman Watts,
Seconded by Alderman Webb,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 13, plus 18 their second reading.

Ald. Hageman, Chairman.

CARRIED

(c) Moved by Alderman Blaney,
Seconded by Alderman Brightman,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

BY-LAWS (cont'd)

(d) Alderman Hagerman reported that By-Laws 1 to 13, plus 18, had been considered in the Committee of the Whole and had received their second reading with Alderman Matthews opposed to By-Law No. 1 and By-Law No. 18, Alderman Keenleyside opposed to By-Law No. 9 and Alderman Webb opposed to By-Law No. 18.

(e) Moved by Alderman Hagerman,
Seconded by Alderman Keenleyside,

That Rule 35 be suspended for the purpose of giving By-Laws 13 and 18 their third reading.

CARRIED

(f) Moved by Alderman Keyes,
Seconded by Alderman Matthews,

That By-Laws 13 to 18 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited (Airport Improvements - Phase I)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7486)
Clause 1, Report No. 98, 1972

FIRST READING - CARRIED 12:1
SECOND READING - CARRIED 12:1

(2) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act"

(FIRST AND SECOND READINGS) (PROPOSED NO. 7487)
Clause 1, Report No. 99, 1972

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(3) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For a Parking Meter Zone in Certain Streets or Portion Thereof And to Provide For the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 99)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7488)
Clause 1, Report No. 99, 1972

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(4) A By-Law to Authorize the Execution of A Subdivision Agreement With Glenarden Realties Limited (Establish R5 Residential and Rezone 72.5 Acre More-Or-Less Site West of Sir John A. Macdonald Blvd. and South of Counter Street from R1A to R2, R3 and R5 Residential)
(FIRST AND SECOND READINGS) (PROPOSED NO. 7489)
Clause 1, Report No. 101, 1972

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
(Mayor Swain abstained from voting because of conflict of interest.)

(5) A By-Law to Authorize the Execution of a Site Plan Agreement With Glenarden Realties Limited (Establish R5 Residential and Rezone 72.5 Acre More-Or-Less Site West of Sir John A. Macdonald Blvd. and South of Counter Street from R1A to R2, R3 and R5 Residential)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7490)
Clause 1, Report No. 101, 1972

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
(Mayor Swain abstained from voting because of conflict of interest.)

BY-LAWS (cont'd)

(6) A By-Law to Amend By-Law No. 3078, "Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Establish R5 Residential and Rezone 72.5 Acre More-Or-Less Site West of Sir John A. Macdonald Blvd. and South of Counter Street from R1A to R2, R3 and R5 Residential)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7491)
Clause 1, Report No. 101, 1972

FIRST READING - CARRIED 12:0
SECOND READING - CARRIED 12:0
(Mayor Swain abstained from voting because of conflict of interest.)

(7) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Reconstruct Sidewalk to a Depressed Sidewalk In Front of Entrance and Exit At New Bus Terminal On East Side of Division Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7492)
Clause 4, Report No. 103, 1972

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(8) A By-Law to Authorize the Reconstruction of Certain Sidewalks, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7493)
Clause 5, Report No. 106, 1972

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(9) A By-Law to Authorize the Construction of a Concrete Sidewalk in Weller Avenue Place From Division Street to Weller Avenue, and in Weller Avenue From Weller Avenue Place to 80 Feet West of Noble Street, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7494)
Clause 6, Report No. 106, 1972

FIRST READING - CARRIED 12:1
SECOND READING - CARRIED 12:1
(Ald. Keenleyside opposed.)

(10) A By-Law to Authorize the Construction of An Asphalt Pavement, Including Curb, Gutter and Boulevard inKingscourt Avenue, From Third Avenue to Fifth Avenue, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7495)
Clause 7B, Report No. 106, 1972

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(11) A By-Law to Authorize the Reconstruction of An Asphalt Pavement In Ontario Street, From Brock Street to 31 Feet South of Princess Street, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7496)
Clause 8, Report No. 106, 1972

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

(12) A By-Law to Authorize the Installation of Street Lighting On Strathcona Crescent From McMahon Avenue to McMichael Street, Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7497)
Clause 9, Report No. 106, 1972

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0

BY-LAWS (cont'd)

(13) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget For the City of Kingston (1972-1976)" (Revision No. 5)

(THREE READINGS) (PROPOSED NO. 7498)
Clause 7A, Report No. 106, 1972

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 13:0
THIRD READING - CARRIED 13:0

(14) A By-Law to Authorize the Execution of An Agreement With Homestead Land Holdings Limited (Block 6 Reg. Plan 1255 Located In Fairway Hills Subdivision)

(THIRD READING) (PROPOSED NO. 7408)
Clause 1, Report No. 72, 1972

THIRD READING - CARRIED 13:0

(15) A By-Law to Amend By-Law No. 7 "A By-Law to License and Regulate Certain Trades" (Car Washes)

(THIRD READING) (PROPOSED NO. 7480)
Clause 3, Report No. 96, 1972

THIRD READING - CARRIED 12:1
(Ald. Vosper opposed.)

(16) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited For the Reconstruction and Resurfacing of Certain Pavements

(THIRD READING) (PROPOSED NO. 7476)
Clause 11, Report No. 89, 1972

THIRD READING - CARRIED 13:0

(17) A By-Law to Authorize the Execution of An Agreement With City Paving Limited For the Construction of Certain Sidewalks

(THIRD READING) (PROPOSED NO. 7477)
Clause 12, Report No. 89, 1972

THIRD READING - CARRIED 13:0

(18) A By-Law For the Submission to a Vote of Certain Questions to the Qualified Electors Under the Provisions of The Liquor Licence Act, R.S.O. 1970, c.250 In That Part of the Township of Kingston That Was Annexed to the City of Kingston as of the First Day of January 1952

(THREE READINGS) (PROPOSED NO. 7499)
Clause 3, Report No. 81, 1972

FIRST READING - CARRIED 13:0
SECOND READING - CARRIED 11:2
(Ald. Matthews and Ald. Webb opposed.)
THIRD READING - CARRIED 12:1
(Ald. Matthews opposed.)

MOTIONS

(1) Moved by Alderman Timmins,
Seconded by Alderman Webb,

That the sincere thoughts of Council be extended to the family of the late Haven Ferguson.

Those of us that have participated in athletics with Haven, knew him as a sportsman, friend and competitor, that never knew the meaning of the word "quit".

CARRIED

MOTIONS (cont'd)

(2) Moved by Alderman Speal,
Seconded by Alderman Timmins,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:20 P.M.

(L.S.)

(signed) T. J. McKibbin
CLERK-COMPTROLLER.

(signed) E. V. Swain
MAYOR

Local Govt.

CITY COUNCIL MEETING NO. 20

The Regular Meeting of City Council Will Be Held in the Council Chamber, County Court House, on Tuesday, October 10, 1972, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(91) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to July, inclusive:

		1971 Jan.-July		1972 Jan.-July
REVENUE:		$284,240.		$272,824.
EXPENDITURES:				
Total Operating Expenses:		$468,188.		$458,992.
Less Revenue:	(-)	284,240.	(-)	272,824.
Net Operating Deficit:		$183,948.		$186,168.
Plus:				
Pro-Rated Debenture Charges	(+)	57,225.	(+)	57,833.
D.H.O. Survey (KPTS Share)		-		-
New Routes & Services, Promotion etc.		3,066.		-
Assets Purchased from Current Revenues		-		294.
		$244,239.		$244,295.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as know are pro rated.
3) Present Fare Schedule has been in force (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) Reduced Service, New Routes & Transfer Point and Restricted Evening Service were instituted in 1971 as recommended by Consultants.

(92) Copy of Financial Statistics for Various Cities as at December 31, 1971, prepared by Mr. B. G. Cousens, Treasurer.

(Copies distributed to all Members of Council.)

(93) Agnes Etherington Art Centre, Queen's University, Bulletin, October, 1972.

(Copies distributed to all Members of Council.)

MINUTES

That the Minutes of City Council Meeting No. 19, held September 25, 1972, be adopted as printed.

COMMUNICATIONS

To Be Filed:

(400) From Mrs. Bertie Grass, Corresponding Secretary, Local Council of Women, 366 Barrie St., Kingston, stating:

> *"The Executive of the Local Council of Women wish to express their appreciation to City Hall for the use of the Council Chambers on the 3rd Thursday of the month - summer excluded.*
>
> *It is hoped by the Executive that you would bear this in mind and that the Local Council of Women would still be able to use the Chambers after renovations!"*

(401) From the Honourable James Auld acknowledging receipt of City Council's resolution (R.96(5)72) endorsing the Borough of Scarborough's resolution concerning non-returnable milk containers.

(402) From Mr. and Mrs. Bailey Code thanking the Members of Council for the floral arrangement sent to them on their 60th Wedding Anniversary.

(403) From Queen's University, Kingston, a copy of Queen's Gazette, September, reporting on the implications of constant Student Enrolment during the period 1975-80 and stating that Queen's University has adopted a policy whereby the student enrolment will grow to nearly 10,000 by 1975, and then remain constant until at least 1981. Queen's University will direct a study of the implications of constant student enrolment in the period 1975-80 and to report to two Senate Committees whose recommendations are directly affected by this policy, viz. the Senate Committee on Appointment, Promotion, Tenure and Leave. Constant student enrolment will affect all parts of the operation of the University, e.g. physical plant, student services, etc. The chief concern of the University is the maintenance and development of the quality of education which can be achieved within the constraints imposed by changing conditions. The characteristics of the present state, the transition period and the "steady state" is as follows:

Present State	The Transition Period	The "Steady State"
-enrolment estimate for 1972-3 is 8809, within 14% of planned ceiling of 10,000. -academic staff all below 40. -termination rate of academic staff is low and likely to become lower. -staff conditioned to think in terms of growth.	-3-10 year period. -period used to test policies designed for steady state. -net increase in number of academic staff will fall from 30 per year to zero per year.	-total student enrolment constant. -total staff remain constant or decrease slightly. -average course-load per staff member to increase. -new courses offered only when their objective cannot be met by existing courses. -Teachers drawn from various depts. when they are qualified to do so. -higher proportion of term appointment will be made.

(404) From Information Kingston, 116 Wellington Street, informing Council that they have received another grant extension from their sponsors, the Local Initiatives Program people of the Federal Government and thanking the people of Kingston who have helped make them a valuable service agency and therefore made this extension possible.

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(405) From the Kingston Area Planning Board notifying of a Public Meeting on Kingston Area Transportation to be held at the Frontenac County Court House, Thursday, October 19, 1972, at 7:30 p.m. The purpose of the meeting is to give citizens in the Kingston Area an opportunity to obtain information about and to discuss area transportation facilities including highway and road systems, ferry service, air service and public transportation.

(406) Copy of a letter from Mr. R. B. Stock, Deputy Director, Ministry of the Solicitor General, Emergency Measures Branch, Toronto, notifying Mr. Gordon Ball, Co-ordinator, Frontenac County EMO, County Court House, Kingston, that the 1972/73 Financial Assistance Program Project has been approved in the amount of $18,400.00.

To Be Referred to the City of Kingston Airport Committee:

(407) From Mr. G. W. Lloyd, A/Regional Superintendent, Airways, Air Services, Department of Transport, Toronto, stating:

> *"We refer to the recent exchanges of correspondence between the City, Ministry headquarters, and this regional headquarters, regarding the proposed agreement for development of the Kingston Airport.*
>
> *As a result of discussions between City officials and Ministry headquarters, the Ministry agrees that the land transferred to the City under the proposed agreement shall include that portion of the triangular portion (formerly the south east corner of the airport property) contained within a line 33 feet to the west of the centre line of the airport entrance road, on the west side, and the lot line between Lot 4 and Lot 5, on the east side. It is also agreed that the land shown on the airport plan as Parcel 2, containing the Water Supply Pump House, should be included in the transfer deed.*
>
> *It is proposed that the City be offered the opportunity to purchase the remainder of the aforesaid triangular portion from the Crown Assets Disposal Corporation at current market evaluation. The terms under which the land would be placed in the hands of CADC would include a provision that the property would revert to this Ministry if CADC was unable to negotiate a sale agreement with the City.*
>
> *Please indicate your concurrence with, or supply your comments on the above points and proposals at your early convenience.*
>
> *It is understood that the City has been advised that the area shown as Parcel 3, on the airport plan is no longer held by the Ministry, and is thus not available for inclusion in the transfer."*

To Be Referred to the City of Kingston Planning Board:

(408) From Mr. John D. Curtis, Secretary-Treasurer, Ontario Soil and Crop Improvement Association, Toronto, inviting Council to send a representative to the Land Use Conference, to be held December 12-13th, 1972, at the Skyline Hotel, Rexdale, Ontario and enclosing a Conference pre-registration form, form for hotel accommodation and program of Conference events and functions.

To Be Referred to the Fire, Legislation and Housing Committee:

(409) From the City of Pembroke requesting that their following resolution be endorsed:

> *"That the City of Pembroke send a letter to the Federal and Provincial Minister in charge of censorship of motion pictures, television, and book publications requesting that the Board either start to act or they be replaced, and that this motion be sent to all Municipalities of the Province of Ontario asking their support."*

COMMUNICATIONS (cont'd)

To Be Referred to the Fire, Legislation and Housing Committee: (cont'd)

(410) From James A. C. Auld, Minister, Ministry of the Environment, Toronto, stating:

> *"Thank you for your letter of September 6, 1972 regarding your recommendation that the Province of Ontario expedite the passing of The Noise Pollution Control Act, 1972.*
>
> *Because The Environmental Protection Act, 1971 defines sound and vibration as atmospheric contaminants, legislation to control noise already exists. However, regulations are needed to implement the Act. We are currently preparing regulations to this effect.*
>
> *Proposed Bill 59, The Noise Pollution Control Act, 1972 would also have to be implemented by regulations, and appears to offer no real advantage over The Environmental Protection Act. When regulations under The Environmental Protection Act are promulgated, you can be assured that they will govern all aspects of community noise.*
>
> *In addition to having your police force enforce traffic laws, the City of Kingston could reduce vehicle noises by enforcing its anti-noise By-law 937. Subsection (1), (5), (10) and (12) of section 2 of this by-law outlaw certain aspects of vehicle noise. We have assisted other cities in obtaining information to effectively enforce their noise by-laws and would be more than pleased to do the same for Kingston."*

To Be Re Referred to the Finance and Accounts Committee:

(411) From Mrs. Donald B. Good, Secretary - Art Collection Society of Kingston, stating:

> *"The members of the Art Collection Society have been following with interest the discussions about the possibility of a new public library to replace the present main building. We are therefore, writing to request that should a new building materialise, space would be provided for displaying works from our collection.*
>
> *The collection of our society is a true civic collection, purchased from funds contributed by citizens of Kingston. Items are displayed at all the buildings of the public library, as well as at the Grand Theatre, and they are changed regularly to stimulate interest. Miss Wilson assures us that there is always great interest in the paintings and drawings, and that she would like us to continue this happy co-operation.*
>
> *Many other cities have art galleries and permanent staff for their collection but it is the feeling of our executive that we do not really need this at present. We use the facilities of the Agnes Etherington Art Centre for storage and protection, and all our members give their services free. In this way we can put all our resources into purchases.*
>
> *However, we do wish to continue our policy of sharing our collection with as wide a range of citizens as possible and for this display area in the public library is ideal. This will probably entrail only designing suitable display facilities in some parts of the building, i.e. satisfactory wall space. Our president, Andrew Connidis, would be pleased to discuss this matter further with you at your convenience."*

COMMUNICATIONS (cont'd)

To Be Referred to the [illegible]

(410) From [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

(411) From [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee and the Public Works Committee:

(412) From Mr. J. E. Taylor, A.M.C.T., County Clerk, Kingston, notifying of the following resolution passed at the last Session of the Frontenac County Council:

> *"Properly proposed and seconded that we endorse again the resolution opposing the location of a Land Fill Site in the area of Fairmount Home in Kingston Township and that copies of this motion be sent to Kingston Township, City of Kingston, Ministry of Environment and Family and Social Services Dept.; also that no Land Fill Site be established in Kingston Township without the consent of Kingston Township Council and/or a public meeting with Residents."*

Which Has Been Referred to the City of Kingston Planning Board:

(413) From Homestead Land Holdings Limited, 80 Johnson Street, Kingston, an application for a zone change for Part of Water Lots 31, 32,33 and 34 on the south side of Ontario Street and part of Lower Union Street, and also Lots 31, 32, 33 & 36 on the north-west side of Ontario Street, from "BB", commercial and residential, mostly vacant, to "BB" with height limitation removed to give architect scope for design and to open up view of the water for proposed building by same owner on opposite side of street and to build a small shop for tenant convenience.

(414) From Mr. Gary R. Jacob, Slater, Swain & Jacob, Barristers and Solicitors for Glenarden Realties Limited, stating:

> *"We are solicitors for Glenarden Realties Limited, we are instructed by our clients to advise you that the application for approval of a Plan of Sub-Division previously submitted is to be amended. The amended application will pertain only to the lands indicated as Lots 1 - 128 inclusive on the previous application. The amended application will pertain solely to single family residences. It is requested that you consider a cash payment in lieu of the five per cent of Plan of Sub-Division as amended for public purposes.*
>
> *We request that the application for zone change previously submitted be held in abeyance.*
>
> *Should you require any clarification of the foregoing please contact the writer."*

PETITIONS

REPORTS

REPORT NO. 107

Kingston, Ont.
October 3, 1972.

TO THE MAYOR AND MEMBERS OF COUNCIL

The Social Services Committee reports and recommends as follows:

1. That By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" be amended to provide that a petty cash account in the amount of $15.00 be established at the Municipal Day Care Centre.

Respectfully submitted,

CHAIRMAN.

REPORT NO.108

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, September 28,1972.

THE CITY OF KINGSTON PLANNING BOARD reports and recommends as follows:

1. WHEREAS application has been made by Traders Realty Ltd., to amend Zoning By-Law 3077 for Part of Lot 21, Concession 1, being approximately a 0.55 acre parcel of land located directly behind the Commodore Hotel, from Residential (R-4) to Commercial (D) in order to establish a legal parking area in association with the Commodore Hotel and a concurrent application has been made to amend the Official Plan from residential to commercial with special provision to allow for this particular activity for the same property; and,

   WHEREAS the Commodore Hotel was originally constructed with inadequate parking facilities and there is a critical need to provide such an area for its continuing operation; and,

   WHEREAS it is recognized that there is no other available land which may be feasibly used for this purpose within the existing Commercial zone; and,

   WHEREAS this is a situation that was not specifically envisaged by the Official Plan;

   THEREFORE BE IT RESOLVED that:

   1. The Official Plan designation of the parcel of land, being approximately 0.55 acres in size and having a frontage of 94.88 feet more-or-less on Regent Street about 350 feet south of Princess Street and an average depth of 440 feet more-or-less as outlined in red on the Plan of Survey of Part of Lot 21, Concession 1, by David Humphries, O.L.S., dated February 2, 1972, be amended from Residential to Commercial on Schedule A-1.

   2. The following statement be incorporated in the Official Plan policies for Specific Area No. 2:

      "Notwithstanding the policies for Specific Area No. 2, Council will permit a parcel of land being approximately 0.55 acres in size, with frontage and access onto Regent Street, located directly behind the Commodore Hotel, to be used as a parking area in exclusive association with the Commodore Hotel, subject to Development Control."

   3. Zoning By-Law 3077 be amended to provide:

      "That the 0.55 acre parcel more-or-less of land having a frontage of 94.88 feet more-or-less on Regent Street approximately 350 feet more-or-less south of Princess Street and an average depth of 440 feet more-or-less as outlined in red on the Plan of Survey of Part of Lot 21, Con. 1, by David Humphries, O.L.S., dated February 2, 1972, be rezoned from R4 Residential to D Commercial (modified) so that the permitted use be only for a parking lot in association with the Commodore Hotel.

   Approval should be subject to the applicant entering into a Development Agreement with the City providing for access,paving and curbing to the satisfaction of the City, and the construction of a concrete or masonry wall incorporating features of architectural

1. cont'd.

interest, being at least six (6) feet high and located along the southern and western boundary of the subject land, or other buffering satisfactory to the Board.

2. WHEREAS By-Laws 7264 and 7436, by-laws to amend Zoning By-Law 3077 known as the "Reduction of Density By-Laws", have been given three readings by City Council and notice has been given to the affected property owners; and,

WHEREAS objections to the by-laws have been received;

THEREFORE BE IT RESOLVED that the City of Kingston Planning Board has considered 25 letters of objection to:

By-Law No. 7264 -"A By-Law to Amend By-Law 3077, 'Restricted Area (Zoning) By-Law for the City of Kingston' (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties, etc.)"

- and -

By-Law No. 7436 -"A By-Law to Amend By-Law 7264 'A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties etc.) (Exemption - 269 Rideau St.)'."

and re-affirms its decision as recommended to Council in Report No. 13, Clauses 1 and 3, and Report No. 77, Clause 1 dated January 27, 1972 and July 24, 1972, respectively.

3. That Council does hereby certify that By-Law No. 7264 "A By-Law to Amend By-Law 3077, 'Restricted Area (Zoning) By-Law for the City of Kingston' (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties, etc.)" and By-Law No. 7436, "A By-Law to Amend By-Law No. 7264, 'A By-Law to Amend By-Law 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties etc.) (Exemption -269 Rideau St.)'.", is in conformity with the Official Plan approved and in force in the City of Kingston.

4. WHEREAS upon recommendation of the Planning Board, Council on February 14th 1972 passed By-Law No. 7264 (Reduction of Density By-Law) and agreed to request approval of the by-law by the Ontario Municipal Board for a period of two years; and,

WHEREAS the intention in passing By-Law 7264 was to control the introduction of high density apartment buildings in established residential areas where they are not appropriate and where such areas do not enjoy adequate protection under the existing zoning by-laws which are under review; and,

WHEREAS it was not the intention to prevent desirable development conforming with Official Plan policies and sound planning principles nor to prevent applications for such development;

4. cont'd.

BE IT RESOLVED that it shall be the policy of this Board to consider such applications on their merits as they may be received from time to time and to make appropriate recommendations to Council notwithstanding the passing of By-Law No. 7264.

5. That the development of the marsh lands located in the north-east portion of the City, lying in the triangle east of the C.N.R. tracks, south of the City boundary and west of the Great Cataraqui River is seen as a very complex subject requiring professional assistance and advice and that this Board recommends to Council that no definitive steps be taken for development of the marsh land until such studies are completed and a recommendation made by this Board to Council.

and further -

That Council's attention be drawn to the following sections contained in the City of Kingston Official Plan:

Section 5.15

"Water Lots

For the purposes of this plan, a water lot is a parcel of land covered by water which may be registered or not with a patent as a 'Water Lot' extending from the present high water mark to the City Limits including the marshlands. This definition is not limited to 'water lots' as legally described.".

NOTE: This section of the approved City of Kingston Official Plan has been referred by the Minister of Treasury, Economics and Intergovernmental Affairs to the Ontario Municipal Board.

Section 4.80

"Water Lots

The orderly control of the use of water lots is necessary through zoning, development control or such other methods as may become available to the municipality from time to time.".

NOTE: This section was also referred to the Ontario Municipal Board.

Section 4.81

"Council, in considering an application for the use of water lots shall have regard to the existing waterfront land use in order to ensure that the type of development or use proposed in the water lot is compatible and acceptable to the area as indicated in this Plan."

NOTE: This section was also referred to the Ontario Municipal Board.

5. cont'd.

Section 4.82

"Council will also determine the extent and nature of the fill if this is proposed, as well as conformance with the requirements of the Conservation Authority, O.W.R.C. and/or any other agency having jurisdiction of the water lots."

NOTE: This section was approved by the Minister for inclusion in the City of Kingston Official Plan.

Respectfully submitted,

CHAIRMAN.

REPORT NO. 109

Kingston, Ontario,
October 5th, 1972.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as requested by the Kingston and District Credit Union Chapter, the day of October 19th, 1972 be proclaimed as "Credit Union Day" in Kingston.

2. That, as recommended by the Housing Sub-Committee:

WHEREAS the Frontenac County Board of Education has been requested to consider the use of another site for the construction of an Administration Building and make the property on the west side of Portsmouth Avenue available for residential development;

AND WHEREAS the Frontenac County Board of Education considered this request at their meeting on September 28th, 1972 and have advised:

'(a) The Board's committees have considered other sites for the proposed complex and will be considering others as planning progresses;

(b) A price of approximately $1,500.00 per acre was paid by the Board for this property and it would be most difficult, if not impossible to purchase land which would be as suitable to their requirements for any figure close to this; further, that the restrictive covenants contained in the deed of land from the Department of Public Works precludes their selling the property to others; and

(c) At this time, using this property for their purposes appears to be the least costly location for all taxpayers of the County and, in view of the desirability of keeping education costs down, there would seem to be little viable alternative':

THEREFORE BE IT RESOLVED that the Frontenac County Board of Education be requested to give consideration to including some housing development within the area of their property located on the west side of Portsmouth Avenue, if and when plans are being considered for the erection of their Administration Building on this site.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No.110

October 2, 1972

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

Gus Marker Ltd - $336.35 - ready mix concrete
Kingston Auto Motor Rebuilding - $379.91 - Engine repair parts
W.B.Dalton & Sons (1971) Ltd - $342.07 - batteries, wire, light bulbs, fluorescent tubes

2. That the completion time allowed on Cut Permit No.10034 issued to Donald Foley Ltd for installation of water service to Millar Hall, Union Street, be extended from four days to eleven days because of the amount of solid rock which had to be removed by hand due to underground utilities and because of the Public Utilities Commission's delay in providing watermain parts.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No. 111

October 4, 1972

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

W.J.Allinson and Son Ltd - $475.00 - one Ford Flail Mower - lowest quotation received

MacLachlan Lumber Company (Kingston) Ltd - $353.35 - Lumber - lowest quotation received

Respectfully submitted,

Chairman

REPORT NO. 112

Kingston, Ontario,
October 4th, 1972.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the Parks, Recreation and Property Committee, a by-law be presented to Council to authorize the execution of an agreement with Mr. George R. Cuddy to lease a parcel of City owned land located at the corner of Place d'Armes and Wellington Street, from December 6th to December 24th, 1972, for the purpose of selling Christmas Trees, at a rental of $375.00.

   NOTE: Mr. Cuddy's 1971 lease was with the Public Utilities Commission.

2. That, as recommended by the City Negotiating Committee, while the employees of the Engineering Department are located at 370 King Street West, they continue to work from 8:30 A.M. to 4:30 P.M., subject to the situation being reviewed at the end of 1972.

   (Mayor Swain and Ald. Keenleyside opposed).

3. That the Parks, Recreation and Property Administrator and staff be thanked for the efficient and satisfactory manner in which they arranged for the move from City Hall to the temporary Municipal Offices at 86 Clarence Street in September, 1972

4. That, as recommended by the City Treasurer, the following budget transfer be approved:

	Increase	Decrease
REVENUE		
Provincial Grants		
- Transit Subsidy	$ 47,796.	-
- Queen's University	19,810.	-
- St. Lawrence College	3,080.	-
	$ 70,686.	
EXPENDITURES		
Finance - Deferred Revenue (To defer additional per capita grant until 1973 to be used to reduce Residential Mill Rate)	$ 97,926.	-
FINANCE - CONTINGENCIES	-	$ 27,240.

5. That, since there is no contingency item in the City Hall Renovations By-Law, Clause 17, Report No. 75 (City Council Meeting No. 13, June 26, 1972), be amended to delete the words "City Hall Renovations Contingency Fund," and provide for approval of the following budget appropriation amendment:

5. (cont'd)

	Increase	Decrease
FINANCE COMMITTEE UNCLASSIFIED - Unclassified	-	$ 8,000.00
PUBLIC WORKS COMMITTEE CONT. FROM CURRENT REV. - Sewer Replacement, etc., Account No. 317-85	$ 8,000.00	

6. WHEREAS little or no supervision is carried out to insure the success of Local Initiatives Program projects; and

WHEREAS many of these projects are so set up as to overlap or repeat social and community work being conducted in some communities by already established organizations:

THEREFORE the Council of the Corporation of the City of Kingston respectfully requests the Department of the Secretary of State to require his Department in future to consult with the heads of municipalities to determine the worth and need of such projects.

7. That, since Mr. J.T. Snell, Senior Technician, has been employed on the engineering design work of the Traffic Circle Removal Project since the 1st of January, 1972, and since the Director of Personnel has evaluated this type of work as being in Salary Group 15-11, with a 1972 commencing salary of $11,046. per annum, Mr. Snell be paid Acting Pay based on this rate while engaged on the Traffic Circle Removal Project, i.e. from January 1st to October 31st, 1972, it being understood that if during the remainder of the year there are some days when the Traffic Administrator requires him to work on further engineering design work on the Traffic Circle, he will receiving this Acting rate of pay.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 4 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 4 their second reading.

Ald. Keenleyside, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That By-Laws 5 to 10 be given their third reading.

(1) A By-Law to Authorize the Execution of An Agreement With Traders Realty Limited (Development of 0.55 Acres Behind the Commodore Motor Hotel to Establish a Legal Parking Area)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7500)
Clause 1, Report No. 108, 1972.

(2) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 65: Traders Realty Limited Site at Rear of Commodore Motor Hotel From Residential to Commercial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7501)
Clause 1, Report No. 108, 1972.

(3) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law For the City of Kingston" (Rezone 0.55 Acres at the Rear of Commodore Motor Hotel From R4, Residential, to D, Commercial and Light Industrial (Modified) to Establish a Legal Parking Area)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7502)
Clause 1, Report No. 108, 1972.

(4) A By-Law to Authorize the Execution of An Agreement With George R. Cuddy (Lease Site for Sale of Christmas Trees - Corner of Place d' Armes and Wellington Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7503)
Clause 1, Report No. 112, 1972.

(5) A By-Law to Authorize the Execution of An Agreement With Permanent Concrete For the Sale of 5.175 Acres of Land On the West Side of Lappan's Lane

(THIRD READING) (PROPOSED NO. 7427)
Clause 11, Report No. 82, 1972.

(6) A By-Law to Authorize the Construction of An Asphalt Pavement and Shoulders On Lappan's Lane From Counter Street to the North Limit of the Public Utilities Commission Service Centre Under the Provisions of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 7460)
Clause 31B, Report No. 92, 1972.

(7) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 99)

(THIRD READING) (PROPOSED NO. 7487)
Clause 1, Report No. 99, 1972.

BY-LAWS (cont'd)

(8) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For A Parking Meter Zone in Certain Streets or Portions Thereof and to Provide For the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 99)

(THIRD READING) (PROPOSED NO. 7488)
Clause 1, Report No. 99, 1972.

(9) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Reconstruct Sidewalk to a Depressed Sidewalk In Front of Entrance and Exist At New Bus Terminal On East Side of Division Street)

(THIRD READING) (PROPOSED NO. 7492)
Clause 4, Report No. 103, 1972.

(10) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited (Airport Improvements - Phase I)

(THIRD READING) (PROPOSED NO. 7486)
Clause 1, Report No. 98, 1972

MOTIONS

BY-LAWS (cont'd)

(8) A By-law to Amend By-law No. 493, "A By-law to provide for Parking Meter Zones in Certain Streets or Portions thereof and to pr
For the Installation, Regulation, Supervision and Control of such
Parking Meters" (Clause 2, Report No. [illegible])

(THIRD READING) (PROPOSED NO. [illegible])
(Clause 7, Report No. [illegible], 197[illegible])

(9) A By-law to Amend By-law No. 20, "A By-law Respecting Highway [illegible] Construction Sidewalk on a [illegible] [illegible] in Front of [illegible] and [illegible] As [illegible] [illegible] [illegible] [illegible] [illegible] of [illegible] [illegible]

(THIRD READING) (PROPOSED NO. [illegible])
(Clause 4, Report No. [illegible], 197[illegible])

(10) A By-law to Authorize the Execution of an Agreement [illegible] [illegible] [illegible]
and [illegible] Limited ([illegible] Developments - Phase I)

(THIRD READING) (PROPOSED NO. [illegible])
(Clause 7, Report No. [illegible], 197[illegible])

ADJOURN.

G M Betts

7

CITY COUNCIL MEETING NO. 21

Local Govt.

The Regular Meeting of City Council Will Be Held in the Council Chamber, County Court House, on Monday, October 23, 1972, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

(95) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to August, inclusive:

		1971 Jan.-Aug.		1972 Jan.-Aug.
REVENUE:		$312,525.		$308,432.
EXPENDITURES:				
Total Operating Expenses:		$529,899.		$529,884.
Less Revenue:	(-)	312,525.	(-)	308,432.
Net Operating Deficit:		$217,374.		$221,452.
Plus:				
Pro-Rated Debenture Charges	(+)	65,400.	(+)	66,095.
D.H.O. Survey (KPTS Share)	(+)	-		542.
New Routes & Services, Promotion,etc.	(+)	3,066.		-
Assets Purchased from Current Revenue	(+)	-		294.
		$285,840.		$288,383.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) Reduced Service, New Routes & Transfer Point and Restricted Evening Service were instituted in 1971 as recommended by Consultants.

MINUTES

That the Minutes of City Council Meeting No. 20, held October 10, 1972, be adopted as printed.

COMMUNICATIONS

To Be Filed:

(419) From Mr. J. A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority, Kingston, notifying that the date of the next General Meeting of the Cataraqui Region Conservation Authority has been changed from Wednesday, October 25th, 1972, to Wednesday, November 8th, 1972, to be held in the Frontenac County Council Chambers, Court House, Kingston, at 8:00 p.m.

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee:

(420) From the Central Ontario Regional Development Council, notifying of a Conference entitled "Voice in Government" to be held on November 9th and 10th, at the Holiday Inn, 970 Dixon Road, Rexdale, Ontario. The objective of the conference is to establish a clear-cut communication link between the municipality and the government of Ontario.

(421) From Mr. Peter Scott, Chairman, West Kingston Boys and Girls Club, Polson Park Public School, Robert Wallace Drive, Kingston, requesting a grant in the amount of $450.00 and enclosing information about the programs and operations of the Club.

Which Has Been Referred to the City of Kingston Planning Board:

(422) From Mrs. Beverley Lazier, 239 Albert Street, Kingston, and thirteen other persons requesting that Council amend By-Law No. 3077 so that conversions to additional units in Zone A take place with only minor alterations to the exterior of the building.

PETITIONS

A petition was received from the residents on Kingscourt Avenue, from 3rd Avenue to 5th Avenue, with 20 objections for 39 property owners, stating:

> *"We the undersigned object to the construction of a pavement on Kingscourt Avenue from 3rd Ave. to 5th Ave. as we feel this work should be held off and done in conjunction with sewer seperation in order not to duplicate the costs."*

(To Be Referred to the Public Works Committee.)

REPORTS

REPORT NO. 113

To the Mayor and Members of Council

Kingston, Ontario
October 17, 1972

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law 495 (Meter By-Law) to provide:

   (a) that alternate side parking regulations be established on Charles Street between Bagot and Rideau Streets as follows:

      (i) that parking be prohibited on the south side of Charles Street, Tuesdays, Thursdays and Saturdays after 9:00 a.m.;

      (ii) that parking be prohibited on the north side of Charles Street, Mondays, Wednesdays and Fridays after 9:00 a.m.

   (b) that parking be prohibited on the north side of Adelaide Street from Alfred Street to Lansdowne Street;

   (c) that a 15 minute parking time limit be established on the east side of Albert Street from 20 feet north of Earl Street to 70 feet north of Earl Street;

   (d) that parking be prohibited from 10:00 a.m. to 11:00 a.m. and 2:00 p.m. to 3:00 p.m. on the north side of William Street between King Street and Bagot Street;

   (e) that Mr. R. Plumley, Buyer, be authorized to park at parking meters without charge while on City business.

2. That it be recommended to the Ontario Housing Corporation that the three new streets in the H.O.M.E. Development on Portsmouth Avenue be named as follows:

   Street A - Calderwood
   Street B - Woodstone
   Street C -

3. That the accounts of the Public Utilities Commission in the amounts of $2,225.94 and $2,882.43 for traffic light maintenance for the periods of January, February and March, 1972, and April, May and June, 1972, respectively, be approved for payment.

Respectively submitted,

CHAIRMAN

REPORT NO. 114

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, October 12, 1972.

THE CITY OF KINGSTON PLANNING BOARD reports and recommends as follows:

1. That the account of I.B.M. of Canada Limited in the amount of $366.42 for preparation of a list of names and addresses for By-Law No. 7264 (Density Control By-Law) be approved for payment it being noted that provision for this expenditure is included in the 1972 Planning Board Budget.

Respectfully submitted,

CHAIRMAN.

REPORT NO. 115

Kingston, Ontario,
October 12, 1972.

To the Mayor and Members of Council:

The Rideaucrest Home Committee reports and recommends as follows:

1. That, as recommended by the Ministry of Community and Social Services, and as concurred in by the Administrator, all self-paying residents of Rideaucrest Home (including residents in foster homes) be charged a per diem rate of $3.50 for days when they are absent from the Home on short leaves of absence and their accommodation is being reserved for them.

2. That the account of the Department of Social and Family Services in the amount of $892.20 for Medical Nursing Supplies and Approved Drugs and Pharmaceuticals for Rideaucrest Home be approved for payment.

3. That the account of Burns Foods Limited in the amount of $330.06 for meat supplies for Rideaucrest Home be approved for payment.

4. That the Food Supervisor at Rideaucrest Home, under supervision of the Administrator, be authorized to arrange for the ordering and purchasing of meat supplies for Rideaucrest Home on a three month trial basis, it being understood that at the end of three months the Administrator will submit a report to the Rideaucrest Home Committee.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No. 116

October 16, 1972

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That notwithstanding the provisions of By-law No. 10 - A By-law Respecting Streets - as amended by By-law No.7323, the Kingston Community School, 86 Nelson St be authorized to erect a 4' high wire mesh fence instead of the required 3' on City property along 40' of their Mack St flankage, as shown coloured in red on Plan dated March 15, 1968, to reduce the possibility of children climbing out of the playground, provided they enter into a Standard Form of Fence Agreement with the City of Kingston.

2. That one level and one transit stolen from Inspector's Office on October 2/3 be replaced at estimated cost of $1025.00 and that the expenditure be charged to 1972 Public Works Budget Appropriation - Engineering Supplies - it being understood that the amount will be recovered from the City's insurance company if possible.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No.117

October 18, 1972

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and property recommends as follows -

1. That the attached resolution of the City of St. Thomas be not endorsed as the Council of the City of Kingston is on record as being in favour of increasing unconditional grants so that Councils may determine their own priorities.

2. That the following accounts be paid -

Spalding and Bros of Canada - $383.50 - golf balls and tees for the Golf Course
Warren Supply Co Ltd - $1956.58 - supplies for club house plumbing system at Golf Course - lowest quotation received
W.J.McKendry and Sons Ltd - $306.00 - 153 c.y. of stone for Golf Course
R.J.Lappan - $373.00 - rental of equipment for use at Golf Course
Public Utilities Commission - $812.93 - installation of water service at Golf Course
F.G.Bezanson and Son Ltd - $330.00 - 132 c.y. of top soil for Golf Course

Respectfully submitted,

Chairman

RECREATION GRANTS

WHEREAS the Government of Ontario has directed the Ministry of Community and Social Services to pay grants under the Community Centres Act only to municipalities with populations of 25,000 persons or less;

AND WHEREAS it has been further intimated that Recreation Program Grants may similarly be paid only to municipalities with populations of 25,000 persons or less;

AND WHEREAS such policies have a discriminatory effect and may preclude the acquisition of additional recreational facilities and extension or continuance of recreation programs of municipalities to which such grants will no longer be payable;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. THOMAS RESOLVES THAT the Government of Ontario be urgently requested to rescind their policy relating to the application of grants under the Community Centres Act and Recreation Programs to municipalities with populations of 25,000 persons or less and continue the application of such grants to all municipalities, regardless of size, or alternatively establish a sliding scale of grants for such purposes, increasing the grants payable to municipalities with populations of 25,000 persons or more in keeping with the demand for more comprehensive recreational facilities and programs;

AND FURTHER that copies of this resolution be forwarded to the Hon. William Davis, Prime Minister of Ontario, the Minister of the Treasury, Economics and Intergovernmental Affairs, the Association of Municipalities of Ontario, and other municipalities of 25,000 population or more for their consideration and endorsement.

REPORT NO. 118

Kingston, Ontario,
October 19th, 1972.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, since there is no evidence to substantiate the allegation that the Censorship Board is not doing its duty, no action be taken on the request of the City of Pembroke that their following resolution be endorsed:

   "That the City of Pembroke send a letter to the Federal and Provincial Minister in charge of censorship of motion pictures, television and book publications, requesting that the Board either start to act or they be repealed."

2. WHEREAS it is desirable that any by-laws governing hours of work apply on an area wide basis, as is the general practice with other municipalities in Ontario, which could not be accomplished by any by-law passed by the City of Kingston; and

   WHEREAS a restriction on the hours of operation of barber shops would deprive the residents of Kingston of services they now receive during certain evenings; and

   WHEREAS all of the barbers in Kingston are not in agreement that a by-law restricting hours of work should be enacted; and

   WHEREAS the Barbers' Association may apply for regulations governing the barbering industry in Kingston under the provisions of The Industrial Standards Act:

   THEREFORE BE IT RESOLVED that no action be taken on the request of some of the barbers in Kingston that a by-law be enacted to provide as follows:

   "That all barber shops within the City of Kingston during the whole of each year shall be closed:

   (a) on Monday, Tuesday, Thursday, Friday, and Saturday of each week at 6:00 o'clock in the afternoon of each such days and shall remain closed until 5:00 o'clock in the forenoon of the day next following each of such days, and

   (b) on Wednesday of each week and shall remain closed until 5:00 o'clock in the forenoon of the next following day, and

   (c) shall remain closed during the whole of Sunday of each week."

(Ald. Matthews opposed)

Respectfully submitted,

(CHAIRMAN)

The Committee on Fire, Legislation and Housing May Present the following clause:

3. That a by-law be presented to Council to amend Section 36 of By-Law No. 1, "A By-Law to Regulate Council Procedures," to:

   (1) delete the requirement that second reading of by-laws shall always be in the Committee of the Whole; and

   (2) provide that any member of Council may request that Council go into the Committee of the Whole to consider a particular by-law.

REPORT NO. 119

Kingston, Ontario,
October 18th, 1972.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize increasing the capacity of the Water Pollution Control Plant to 13½ million gallons per day, at an estimated cost of $1,320,000.00, at the General Rate, financed as follows:

Total estimated cost	$1,320,000.00
Less forgiveness on NHA loan	220,000.00
	$1,100,000.00
Less contribution from Reserve Fund	320,000.00
Debenture amount	$ 780,000.00

NOTE:

Amount to be raised through NHA loan -	$660,000.
Amount to be borrowed on market ------	120,000.
	$780,000.

2. That, as recommended by the Public Works Committee, since 850 cubic yards of total estimated rock quantity in Contract 72/2W with Bennett Paving and Materials Ltd. for construction of pavement in Lappan's Lane was removed without blasting and will be paid for as earth excavation at $3.66 per cubic yard, as compared with rock excavation at $8.55 per cubic yard, a by-law be presented to Council to amend Contract 72/2W to authorize an increase in price to $9.75 per cubic yard for the remaining 550 cubic yards of rock which must be drilled and blasted, to compensate the contractor for reduced rock quantity; and that the contract quantity sheet be amended as follows:

Delete:	1400 c.y. at $8.55	$11,970.00
Add:	550 c.y. at $9.75	$ 5,362.50

3. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

   A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
Storm Sewer Separation, Area "C", Phase IV (New allocation in 1972 Capital Budget)	$120,000.	-
GENERAL RATE PROJECTS		
Water Pollution Control Plant - Primary Expansion (Reduces appropriation to $780,000.)	-	$120,000.

3. (cont'd)

- and -

B. amend By-Law No. 7197, "A By-Law to Authorize Construction of Certain Separate Storm Sewers and the Replacement of Certain Sanitary Sewers under the Provisions of Section 8 of The Local Improvement Act," to reduce the M.T.C. subsidy from $184,026.89 to $64,026.89 and to increase the debenture amount from $332,437.11 to $452,437.11.

(Ald. Keyes opposed)

4. That, as recommended by the Parks, Recreation and Property Committee, the following budget appropriation transfers be approved:

	Increase
REVENUE Lake Ontario Park	$10,000.00
EXPENDITURES Finance Committee - Unclassified Contingencies	$10,000.00

- and -

	Increase	Decrease
FINANCE COMMITTEE Unclassified - Contingencies	-	$10,000.00
PARKS DEPARTMENT Tree Trimming - Dutch Elm Removal	$10,000.00	-

(Ald. Keyes opposed)

5. That, as recommended by the Traffic and Streets Committee, the 1972 Capital Budget for the Traffic and Streets Committee be amended as follows:

A. by deleting the following from the street lighting program:

Mohawk Place - Portsmouth Ave. to Indian Road	$3,000.

and inserting in lieu thereof the following:

McMahon Ave. - Indian Road to McMichael Street (originally scheduled for 1973)	$3,000.

- and -

B. by amending the major roads program as follows:

	1972 Capital Budget	Add	Delete	Proposed 1972 Capital Budget
Brock-Johnson-Palace Rd. Improvement	$40,000.	20,000.	-	$60,000.
Transportation Study	60,000.	-	60,000.	-
Interconnected Signal System	-	30,000.	-	30,000.

5. (cont'd)

B. (cont'd)

	1972 Capital Budget	Add	Delete	Proposed 1972 Capital Budget
Various Minor Intersection Improvements & Widening	-	10,000.	-	10,000.
	$100,000.			100,000.

Respectfully submitted,

(CHAIRMAN)

The Committee on Finance and Accounts May Present the following clause:

6. That, as recommended by the Traffic and Streets Committee, as suggested by the Public Utilities Commission, the City take over the street lighting system effective November 1st, 1972, under a financial arrangement satisfactory to the Public Utilities Commission and the City, since this would enable the City to save the interest cost now paid to the Public Utilities Commission and would simplify the accounting procedures so that financial aspects of the street lighting system may be more readily understood.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 8 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 8 their second reading.

Ald. Keyes, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Law No. 8 its third reading.

(e) That By-Laws 8 to 11 be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 113)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7505)
Clause 1, Report No. 113, 1972.

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For a Parking Meter Zone in Certain Streets or Portions Thereof and to Provide For the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 113)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7505)
Clause 1, Report No. 113, 1972.

(3) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Wire Mesh Fence At 86 Nelson Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7507)
Clause 1, Report No. 116, 1972.

(4) A By-Law to Authorize the Execution of An Agreement With The Kingston Community School (Wire Mesh Fence At 86 Nelson Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7508)
Clause 1, Report No. 116, 1972.

(5) A By-Law to Authorize the Construction of Additional Facilities to Increase the Capacity of the Water Pollution Control Plant to Thirteen and One-Half Million Gallons Per Day (General Rate)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7509)
Clause 1, Report No. 119, 1972.

(6) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited to Amend Contract 72-2W For Construction of Pavement in Lappan's Lane (Increase Quality and Reduce Quantities)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7510)
Clause 2, Report No. 119, 1972.

(7) A By-Law to Amend By-Law No. 7197, "A By-Law to Authorize the Construction of Certain Separate Storm Sewers and the Replacement of Certain Sanitary Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area "C") (Phase VI)" (Reduce M.T.C. Subsidy and Increase Debenture Amount)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7511)
Clause 3B, Report No. 119, 1972.

BY-LAWS (cont'd)

(8) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget For the City of Kingston (1972-1976) (Revision No. 6)

(THREE READINGS) (PROPOSED NO. 7512)
Clause 3A, Report No. 119, 1972.

(9) A By-Law to Amend By-Law No. 6833, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" (Delete Work On Portion of Hill Street and Add Work On Portion of Johnson Street)

(THIRD READING) (PROPOSED NO. 7301)
Clause 16, Report No. 36, 1972.

(10) A By-Law to Authorize the Execution of A Subdivision Agreement With Mr. G. S. Parkhurst (Agent For William McCaughey) and William McCaughey (Lots 9 to 15 Inclusive and Noble Street, Reg. Plan No. 450 On the South Side of Weller Avenue)

(THIRD READING) (PROPOSED NO. 7430)
Clause 2, Report No. 77, 1972,
- and -
Clause 3, Report No. 105, 1972.

(11) A By-Law to Authorize the Execution of An Agreement With George R. Cuddy (Lease Site For Sale of Christmas Trees - Corner of Place D'Armes and Wellington Street)

(THIRD READING) (PROPOSED NO. 7503)
Clause 1, Report No. 112, 1972.

MOTIONS

CITY COUNCIL MEETING NO. 20

The Regular Meeting of City Council Was Held in the Council Chamber, County Court House, on Tuesday, October 10, 1972, at 8:55 P.M., His Worship Mayor Swain Presiding.

Moved by Alderman Blaney,
Seconded by Alderman Brightman,

That Rule 7 be suspended to permit the Council meeting to commence at 8:55 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (15)

TABLING OF DOCUMENTS

Council consented to the addition of document 94 for presentation to Council.

(91) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to July, inclusive:

		1971 Jan.-July		1972 Jan.-July
REVENUE:		$284,240.		$272,824.
EXPENDITURES				
Total Operating Expenses:		$468,188.		$458,992.
Less Revenue:	(-)	284,240.	(-)	272,824.
Net Operating Deficit:		$183,948.		$186,168.
Plus:				
Pro-Rated Debenture Charges	(+)	57,225.	(+)	57,833.
D.H.O. Survey (KPTS Share)		-		-
New Routes & Services, Promotion etc.		3,066.		-
Assets Purchased from Current Revenues		-		294.
		$244,239.		$244,295.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro rated.
3) Present Fare Schedule has been in force (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) Reduced Service, New Routes & Transfer Point and Restricted Evening Service were instituted in 1971 as recommended by Consultants.

TABLING OF DOCUMENTS (cont'd)

(92) Copy of Financial Statistics for Various Cities as at December 31, 1971, prepared by Mr. B. G. Cousens, Treasurer.

(Copies distributed to all Members of Council.)

(93) Agnes Etherington Art Centre, Queen's University, Bulletin, October, 1972.

(Copies distributed to all Members of Council.)

(94) From the Victorian Order of Nurses, Eastern Lake Ontario Branch, copy of Nurses Report of Services, dated September 12, 1972.

(Copies distributed to all Members of Council.)

MINUTES

Moved by Alderman Timmins,
Seconded by Alderman Travers,

That the Minutes of City Council Meeting No. 19, held September 25, 1972, be amended on Page 473 by the addition of the title:

"To Be Referred to the City of Kingston Planning Board"

above Communications 398 and 399 and that as amended, the minutes be confirmed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 415 to 418 for presentation to Council.

To Be Filed:

(400) From Mrs. Bertie Grass, Corresponding Secretary, Local Council of Women, 366 Barrie St., Kingston, stating:

> *"The Executive of the Local Council of Women wish to express their appreciation to City Hall for the use of the Council Chambers on the 3rd Thursday of the month - summer excluded.*
>
> *It is hoped by the Executive that you would bear this in mind and that the Local Council of Women would still be able to use the Chambers after renovations!"*

(401) From the Honourable James Auld acknowledging receipt of City Council's resolution (R.96(5)72) endorsing the Borough of Scarborough's resolution concerning non-returnable milk containers.

(402) From Mr. and Mrs. Bailey Code thanking the Members of Council for the floral arrangement sent to them on their 60th Wedding Anniversary.

(403) From Queen's University, Kingston, a copy of Queen's Gazette, September, reporting on the implications of constant Student Enrolment during the period 1975-80 and stating that Queen's University has adopted a policy whereby the student enrolment will grow to nearly 10,000 by 1975, and then remain constant until at least 1981. Queen's University will direct a study of the implications of constant student enrolment in the period 1975-80 and to report to two Senate Committees whose recommendations are directly affected by this policy, viz. the Senate Committee on Appointment, Promotion, Tenure and Leave. Constant student enrolment will affect all parts of the operation of the University, e.g. physical plant, student services, etc. The chief concern of the University is the maintenance and development of the quality of education which can be achieved within the constraints imposed by changing conditions. The characteristics of the present state, the transition period and the "steady state" is as follows:

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(403) (cont'd)

Present State	The Transition Period	The "Steady State"
-enrolment estimate for 1972-3 is 8809, within 14% of planned ceiling of 10,000.	-3-10 year period. -period used to test policies designed for steady state.	-total student enrolment constant. -total staff remain constant or decrease slightly.
-academic staff all below 40. -termination rate of academic staff is low and likely to become lower.	-net increase in number of academic staff will fall from 30 per year to zero per year.	-average course-load per staff member to increase. -new courses offered only when their objective cannot be met by existing courses.
-staff conditioned to think in terms of growth.		-Teachers drawn from various depts. when they are qualified to do so. -higher proportion of term appointment will be made.

(404) From Information Kingston, 116 Wellington Street, informing Council that they have received another grant extension from their sponsors, the Local Initiatives Program people of the Federal Government and thanking the people of Kingston who have helped make them a valuable service agency and therefore made this extension possible.

(405) From the Kingston Area Planning Board notifying of a Public Meeting on Kingston Area Transportation to be held at the Frontenac County Court House, Thursday, October 19, 1972, at 7:30 p.m. The purpose of the meeting is to give citizens in the Kingston Area an opportunity to obtain information about and to discuss area transportation facilities including highway and road systems, ferry service, air service and public transportation.

(406) Copy of a letter from Mr. R. B. Stock, Deputy Director, Ministry of the Solicitor General, Emergency Measures Branch, Toronto, notifying Mr. Gordon Ball, Co-ordinator, Frontenac County EMO, County Court House, Kingston, that the 1972/73 Financial Assistance Program Project has been approved in the amount of $18,400.00.

To Be Referred to the City of Kingston Airport Committee:

(407) From Mr. G. W. Lloyd, A/Regional Superintendent, Airways, Air Services, Department of Transport, Toronto, stating:

> *"We refer to the recent exchanges of correspondence between the City, Ministry headquarters, and this regional headquarters, regarding the proposed agreement for development of the Kingston Airport.*
>
> *As a result of discussions between City officials and Ministry headquarters, the Ministry agrees that the land transferred to the City under the proposed agreement shall include that portion of the triangular portion (formerly the south east corner of the airport property) contained within a line 33 feet to the west of the centre line of the airport entrance road, on the west side, and the lot line between Lot 4 and Lot 5, on the east side. It is also agreed that the land shown on the airport plan as Parcel 2, containing the Water Supply Pump House, should be included in the transfer deed.*

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Airport Committee: (cont'd)

(407) (cont'd)

> *It is proposed that the City be offered the opportunity to purchase the remainder of the aforesaid triangular portion from the Crown Assets Disposal Corporation at current market evaluation. The terms under which the land would be placed in the hands of CADC would included a provision that the property would revert to this Ministry if CADC was unable to negotiate a sale agreement with the City.*
>
> *Please indicate your concurrence with, or supply your comments on the above points and proposals at your early convenience.*
>
> *It is understood that the City has been advised that the area shown as Parcel 3, on the airport plan is no longer held by the Ministry, and is thus not available for inclusion in the transfer."*

To Be Referred to the City of Kingston Planning Board:

(408) From Mr. John D. Curtis, Secretary-Treasurer, Ontario Soil and Crop Improvement Association, Toronto, inviting Council to send a representative to the Land Use Conference, to be held December 12-13th, 1972, at the Skyline Hotel, Rexdale, Ontario and enclosing a Conference pre-registration form, form for hotel accommodation and program of Conference events and functions.

To Be Referred to the Fire, Legislation and Housing Committee:

(409) From the City of Pembroke requesting that their following resolution be endorsed:

> *"That the City of Pembroke send a letter to the Federal and Provincial Minister in charge of censorship of motion pictures, television, and book publications requesting that the Board either start to act or they be replaced, and that this motion be sent to all Municipalities of the Province of Ontario asking their support."*

(410) From James A. C. Auld, Minister, Ministry of the Environment, Toronto, stating:

> *"Thank you for your letter of September 6, 1972 regarding your recommendation that the Province of Ontario expedite the passing of The Noise Pollution Control Act, 1972.*
>
> *Because The Environmental Protection Act, 1971 defines sound and vibration as atmospheric contaminants, legislation to control noise already exists. However, regulations are needed to implement the Act. We are currently preparing regulations to this effect.*
>
> *Proposed Bill 59, The Noise Pollution Control Act, 1972 would also have to be implemented by regulations, and appears to offer no real advantage over The Environmental Protection Act. When regulations under The Environmental Protection Act are promulgated, you can be assured that they will govern all aspects of community noise.*
>
> *In addition to having your police force enforce traffic laws, the City of Kingston could reduce vehicle noises by enforcing its anti-noise By-law 937. Subsection (1), (5), (10) and (12) of section 2 of this by-law outlaw certain aspects of vehicle noise. We have assisted other cities in obtaining information to effectively enforce their noise by-laws and would be more than pleased to do the same for Kingston."*

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee:

(411) From Mrs. Donald B. Good, Secretary - Art Collection Society of Kingston, stating:

> *"The members of the Art Collection Society have been following with interest the discussions about the possibility of a new public library to replace the present main building. We are therefore, writing to request that should a new building materialise, space would be provided for displaying works from our collection.*
>
> *The collection of our society is a true civic collection, purchased from funds contributed by citizens of Kingston. Items are displayed at all the buildings of the public library, as well as at the Grand Theatre, and they are changed regularly to stimulate interest. Miss Wilson assures us that there is always great interst in the paintings and drawings, and that she would like us to continue this happy co-operation.*
>
> *Many other cities have art galleries and permanent staff for their collection but is is the feeling of our executive that we do not really need this at present. We use the facilities of the Agnes Etherington Art Centre for storage and protection, and all our members give their services free. In this way we can put all our resources into purchases.*
>
> *However, we do wish to continue our policy of sharing our collection with as wide a range of citizens as possible and for this display area in the public library is ideal. This will probably entrail only designing suitable display facilities in some parts of the building, i.e. satisfactory wall space. Our president, Andrew Connidis, would be pleased to discuss this matter further with you at your convenience."*

To Be Referred to the Finance and Accounts Committee and the Public Works Committee:

(412) From Mr. J. E. Taylor, A.M.C.T., County Clerk, Kingston, notifying of the following resolution passed at the last Session of the Frontenac County Council:

> *"Properly proposed and seconded that we endorse again the resolution opposing the location of a Land Fill Site in the area of Fairmount Home in Kingston Township and that copies of this motion be sent to Kingston Township, City of Kingston, Ministry of Environment and Family and Social Services Dept.; also that no Land Fill Site be established inKingston Township without the consent of Kingston Township Council and/or a public meeting with Residents."*

Which Has Been Referred to the City of Kingston Planning Board:

(413) From Homestead Land Holdings Limited, 80 Johnson Street,Kingston, an application for a zone change for Part of Water Lots 31, 32, 33 and 34 on the south side of Ontario Street and part of Lower Union Street, and also Lots 31, 32, 33 & 36 on the north-west side of Ontario Street, from "BB", commercial and residential, mostly vacant, to "BB" with height limitation removed to give architect scope for design and to open up view of the water for proposed building by same owner on opposite side of street and to build a small shop for tenant convenience.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board: (cont'd)

(414) **From Mr, Gary R. Jacob, Slater, Swain & Jacob, Barristers and Solicitors for Glenarden Realties Limited, stating:**

> *"We are solicitors for Glenarden Realties Limited, we are instructed by our clients to advise you that the application for approval of a Plan of Sub-Division previously submitted is to be amended. The amended application will pertain only to the lands indicated as Lots 1 - 128 inclusive on the previous application. The amended application will pertain solely to single family residences. It is requested that you consider a cash payment in lieu of the five per cent of Plan of Sub-Division as amended for public purposes.*
>
> *We request that the application for zone change previously submitted be held in abeyance.*
>
> *Should you require any clarification of the foregoing please contact the writer."*

To Be Referred to the City of Kingston Tercentenary Committee:

(415) **From Mr. Richard D. Twort, Madison Heights, Michigan, U.S.A., submitting** a copy of the article on Kingston from the article on Kingston from the 1958 edition of the Encyclopedia Canadiana and also suggestions for celebrating Kingston Tercentenary.

To Be Referred to the Parks, Recreation and Property Committee:

(416) **From the City of Sarnia requesting that their following resolution be endorsed:**

> *"WHEREAS the Community Centres Act was initiated to encourage the participation of municipalities in the construction of Community Centres for the leisure time pursuits of the citizens, and*
> *WHEREAS the Government of Ontario saw fit in 1969 to increase the grants under the regulations of the Community Centres Act to keep up with the escalated costs of construction and encourage further involvement by Municipalities, and*
> *WHEREAS Community Centres help greatly in providing facilities for people to engage in a variety of recreational activities, and*
> *WHEREAS the Ontario Ministry of Community and Social Services on behalf of the Government of the Province of Ontario has arbitrarily cut off grants to municipalities of 25,000 persons or more,*
> *THEREFORE BE IT RESOLVED that the City of Sarnia strenously objects to the changes in the administration of the Community Centres Act and recommends that the grant structure be reinstated so that Municipalities of over 25,000 population may be eligible to receive grants under the provisions of the Community Centres Act."*

(417) **From the Town of Whitby requesting that their following resolution be endorsed:**

> *"Whereas the recent enactment of Bill 90, an Act to provide for the protection of persons in industrial establishments brings arena structures in the Province of Ontario directly into safety legislation and regulations;*
>
> *And whereas a great percentage of arenas erected in post-war years could not conceivably meet the standards of Bill 90 and the guidelines prepared jointly by the Ministry of Labour and the Association of Professional Engineers and therefore extensive alterations or construction of new arenas throughout most of the province will be essential;*
>
> *Now therefore be it resolved that the Honourable Minister*

COMMUNICATIONS (cont'd)

To Be Referred to the Parks, Recreation and Property Committee: (cont'd)

(417) (cont'd)

of Treasury, Economics and Inter-Governmental Affairs be urged to provide substantial capital incentive grants to municipalities for the repair of existing arenas or the construction of new arenas with a view of providing economic stimulation in the coming winter months similar to the Ontario Government Day Care Building Programme 1971-1972 which under certain conditions made provision for provincial capital grants of 100% on all approved capital expenditures."

To Be Filed:

(418) From Mr. G. Cole, President of Quinte St. Lawrence District, Building and Construction Trades Council, Kingston, asking the City of Kingston to enforce the present Construction Safety Act in spite of the proposed new legislation of the Province.

Alderman Timmins presented Report No. 107 of the Social Services Committee as follows.

Moved by Alderman Timmins, Seconded by Alderman McDougall, That Report No. 107 of the Social Services Committee be received and adopted.

REPORT NO. 107

To the Mayor and Members of Council. Kingston, October 3, 1972.

The Social Services Committee reports and recommends as follows:

1. That By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" be amended to provide that a petty cash account in the amount of $15.00 be established at the Municipal Day Care Centre.

(See By-Law 11: No. 7504) *CARRIED*

Respectfully submitted,

(signed) D. G. Timmins (CHAIRMAN)
J. Lorne McDougall
V. C. Brightman
K. W. Matthews
E. Watts

Alderman Speal presented Report No. 108 of the City of Kingston Planning Board as follows.

Moved by Alderman Speal, Seconded by Alderman Keyes, That Report No. 108 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 108

To the Mayor and Members of Council. Kingston, September 18, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been made by Traders Realty Ltd., to amend Zoning By-Law 3077 for Part of Lot 21, Concession 1, being approximately a 0.55 acre parcel of land located directly behind the Commodore Hotel, from Residential (R-4) to Commercial (D) in order to establish a legal parking area in association with the Commodore Hotel and a concurrent application has been made to amend the Official Plan from residential to commercial with special provision to allow for this particular activity for the same property; and,

REPORTS (cont'd)

Report No. 108 - City of Kingston Planning Board: (cont'd)

1. (cont'd)

WHEREAS the Commodore Hotel was originally constructed with inadequate parking facilities and there is a critical need to provide such an area for its continuing operation; and,

WHEREAS it is recognized that there is no other available land which may be feasibly used for this purpose within the existing Commercial zone; and,

WHEREAS this is a situation that was not specifically envisaged by the Official Plan:

THEREFORE BE IT RESOLVED that:

1. The Official Plan designation of the parcel of land, being approximately 0.55 acres in size and having a frontage of 94.88 feet more-or-less on Regent Street about 350 feet south of Princess Street and an average depth of 440 feet more-or-less as outlined in red on the Plan of Survey of Part of Lot 21, Concession 1, by David Hymphries, O.L.S., dated February 2, 1972, be amended for Residential to Commercial on Schedule A-1.

2. The following statement be incorporated in the Official Plan policies for Specific Area No. 2:

   "Notwithstanding the policies for Specific Area No. 2, Council will permit a parcel of land being approximately 0.55 acres in size, with frontage and access onto Regent Street, located directly behind the Commodore Hotel, to be used as a parking area in exclusive association with the Commodore Hotel subject to Development Control."

3. Zoning By-Law 3077 be amended to provide:

   "That the 0.55 acre parcel more-or-less of land having a frontage of 94.88 feet more-or-less on Regent Street approximately 350 feet more-or-less south of Princess Street and an average depth of 440 feet more-or-less as outlined in red on the Plan of Survey of Part of Lot 21, Con. 1, by David Humphries, O.L.S., dated February 2, 1972, be rezoned from R4 Residential to D Commercial (modified) so that the permitted use be only for a parking lot in association with the Commodore Hotel."

Approval should be subject to the applicant entering into a Development Agreement with the City providing for access, paving and curbing to the satisfaction of the City, and the construction of a concrete or masonry wall incorporating features of architectural interest, being at least six (6) feet high and located along the southern and western boundary of the subject land, or other buffering satisfactory to the Board.

(See By-Laws 1, 2 & 3: Nos. 7500, 7501 & 7502) *CARRIED*

2. WHEREAS By-Laws 7264 and 7436, by-laws to amend Zoning By-Law 3077 known as the "Reduction of Density By-Laws", have been given three readings by City Council and notice has been given to the affected property owners; and,

REPORTS (cont'd)

Report No. 108 - City of Kingston Planning Board: (cont'd)

2. (cont'd)

WHEREAS objections to the by-laws have been received;

THEREFORE BE IT RESOLVED that the City of Kingston Planning Board has considered 23 letters of objection to:

By-Law No. 7264 - "A By-Law to Amend By-Law 3077, 'Restricted Area (Zoning) By-Law for the City of Kingston' (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties, etc.)"

By-Law No. 7436 - "A By-Law to Amend By-Law 7264 'A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties etc.) (Exemption - 269 Rideau St.)."

and re-affirms its decision as recommended to Council in Report No. 13, Clauses 1 and 3, and Report No. 77, Clause 1 dated January 27, 1972 and July 24, 1972; respectively.

CARRIED

3. That Council does hereby certify that By-Law No. 7264 "A By-Law to Amend By-Law 3077, 'Restricted Area (Zoning) By-Law for the City of Kingston' (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties, etc.)" and By-Law No. 7436, "A By-Law to Amend By-Law No. 7264, 'A By-Law to Amend By-Law 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston" (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties etc.) (Exemption - 269 Rideau St.)'.", is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED

4. WHEREAS upon recommendation of the Planning Board, Council on February 14th, 1972, passed By-Law No. 7264 (Reduction of Density By-Law) and agreed to request approval of the by-law by the Ontario Municipal Board for a period of two years; and,

WHEREAS the intention in passing By-Law 7264 was to control the introduction of high density apartment buildings in established residential areas where they are not appropriate and where such areas do not enjoy adequate protection under the existing zoning by-laws which are under review; and,

WHEREAS it was not the intention to prevent desirable development conforming with Official Plan policies and sound planning principles nor to prevent applications for such development;

BE IT RESOLVED that it shall be the policy of this Board to consider such applications on their merits as they may be received from time to time and to make appropriate recommendations to Council notwithstanding the passing of By-Law No. 7264.

CARRIED

REPORTS (cont'd)

Report No. 108 - City of Kingston Planning Board: (cont'd)

5. That the development of the marsh lands located in the north-east portion of the City, lying in the triangle east of the C.N.R. tracks, south of the City boundary and west of the Great Cataraqui River is seen as a very complex subject requiring professional assistance and advice and that this Board recommends to Council that no definitive steps be taken for development of the marsh land until such studies are completed and a recommendation made by this Board to Council.

and further -

That Council's attention be drawn to the following sections contained in the City of Kingston Official Plan:

Section 5.15

"Water Lots

For the purposes of this plan, a water lot is a parcel of land covered by water which may be registered or not with a patent as a 'Water Lot' extending from the present high water mark to the City Limits including the marshlands. This definition is not limited to 'water lots' as legally described."

NOTE: *This section of the approved City of Kingston Official Plan has been referred by the Minister of Treasury, Economics and Intergovernmental Affairs to the Ontario Municipal Board.*

Section 4.80

"Water Lots

The orderly control of the use of water lots is necessary through zoning, development control or such other methods as may become available to the municipality from time to time."

NOTE: *This section was also referred to the Ontario Municipal Board.*

Section 4.81

"Council, in considering an application for the use of water lots shall have regard to the existing waterfront land use in order to ensure that the type of development or use proposed in the water lot is compatible and acceptable to the area as indicated in this Plan."

NOTE: *This section was also referred to the Ontario Municipal Board.*

Section 4.82

"Council will also determine the extent and nature of the fill if this is proposed, as well as conformance with the requirements of the Conservation Authority, O.W.R.C. and/or any other agency having jurisdiction of the water lots."

NOTE: *This section was approved by the Minister for inclusion in the City of Kingston Official Plan.*

CARRIED

Respectfully submitted,

(signed) G. N. Speal (CHAIRMAN)
K. Keyes
E. V. Swain
G. W. Vosper

REPORTS (cont'd)

Alderman Travers presented Report No. 109 of the Fire, Legislation and Housing Committee as follows.

Moved by Alderman Travers, Seconded by Alderman Matthews, That Report No. 109 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 109

To the Mayor and Members of Council. Kingston, October 5, 1972.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, as requested by the Kingston and District Credit Union Chapter, the day of October 19th, 1972 be proclaimed as "Credit Union Day" in Kingston.

CARRIED

2. That, as recommended by the Housing Sub-Committee:

WHEREAS the Frontenac County Board of Education has been requested to consider the use of another site for the construction of an Administration Building and make the property on the west side of Portsmouth Avenue available for residential development;

AND WHEREAS the Frontenac County Board of Education considered this request at their meeting on September 28th, 1972 and have advised:

"(a) The Board's committees have considered other sites for the proposed complex and will be considering others as planning progresses;

(b) A price of approximately $1,500.00 per acre was paid by the Board for this property and it would be most difficult, if not impossible to purchase land which would be as suitable to their requirements for any figure close to this; further, that the restrictive covenants contained in the deed of land from the Department of Public Works precludes their selling the property to others; and

(c) At this time, using this property for their purposes appears to be the least costly location for all taxpayers of the County and, in view of the desirability of keeping education costs down, there would seem to be little viable alternative

THEREFORE BE IT RESOLVED that the Frontenac County Board of Education be requested to give consideration to including some housing developmen within the area of their property located on the west side of Portsmout Avenue, if and when plans are being considered for the erection of thei Administration Building on this site.

CARRIED

Respectfully submitted,

(signed) *D. J. Travers* (CHAIRMAN)
K. W. Matthews
T. A. Hagerman
E. Watts

REPORTS (cont'd)

Alderman Webb presented Report No. 110 of the Public Works Committee as follows.

Council consented to the addition of Clause 3 for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Blaney, That Report No. 110 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 110

To the Mayor and Members of Council. Kingston, October 2, 1972.

The Public Works Committee reports and recommends as follows:

1. That the following accounts be paid:

Gus Marker Ltd. - $336.35 - ready mix concrete.
Kingston Auto Motor Rebuilding - $379.91 - Engine repair parts.
W. B. Dalton & Sons (1971) Ltd. - $342.07 - batteries, wire, light bulbs, fluorescent tubes

CARRIED

2. That the completion time allowed on Cut Permit No. 10034 issued to Donald Foley Ltd. for installation of water service to Millar Hall, Union Street, be extended from four days to eleven days because of the amount of solid rock which had to be removed by hand due to underground utilities and because of the Public Utilities Commission's delay in providing watermain parts.

CARRIED

3. That an expenditure of $500.00 be authorized to improve surface drainage at 246 Elmwood Street without prejudice and that the expenditure be charged to 1972 Public Works Budget appropriation "Unpaved Roads."

CARRIED

Respectfully submitted,

(signed) *George Webb* (CHAIRMAN)
Earl J. Blaney
T. A. Hagerman
J. Lorne McDougall
E. Watts

Alderman Keenleyside presented Report No. 111 of the Parks, Recreation and Property Committee as follows.

Moved by Alderman Keenleyside, Seconded by Alderman Brightman, That Report No. 111 of the Parks, Recreation and Property Committee be received and adopted.

REPORT NO. 111

To the Mayor and Members of Council. Kingston, October 4, 1972.

The Committee on Parks, Recreation and Property Committee reports and recommends as follows:

1. That the following accounts be paid:

W. J. Allinson and Son. Ltd. - $475.00 - one Ford Flail Mower - lowest quotation received
MacLachlan Lumber Company (Kingston) Ltd. - $353.35 - Lumber lowest quotation received

CARRIED

REPORTS (cont'd)

Report No. 111 - Parks, Recreation and Property Committee: (cont'd)

Respectfully submitted,

(signed) *J. L. Keenleyside* (CHAIRMAN)
George W. Speal
V. C. Brightman
Tom Hagerman

Alderman Webb presented Report No. 112 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clauses 8 and 9 for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Keyes, That Report No. 112 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 112

To the Mayor and Members of Council. Kingston, October 4, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the Parks, Recreation and Property Committee, a by-law be presented to Council to authorize the execution of an agreement with Mr. George R. Cuddy to lease a parcel of City owned land located at the cornerof Place d'Armes and Wellington Street, from December 6th to December 24th, 1972, for the purpose of selling Christmas Trees, at a rental of $375.00.

   NOTE: Mr. Cuddy's 1971 lease was with the Public Utilities Commission.

   (See By-Law 4: No. 7503) *CARRIED*

2. That, as recommended by the City Negotiating Committee, while the employees of the Engineering Department are located at 370 King Street West, they continue to work from 8:30 A.M. to 4:30 P.M., subject to the situation being reviewed at the end of 1972.

   CARRIED
   (Ald. Keenleyside and Mayor Swain opposed.)

3. That the Parks, Recreation and Property Administrator and staff be thanked for the efficient and satisfactory manner in which they arranged for the move from City Hall to the temporary Municipal Offices at 86 Clarence Street in September, 1972.

   CARRIED

4. That, as recommended by the City Treasurer, the following budget transfer be approved:

	Increase	Decrease
REVENUE		
Provincial Grants		
- Transit Subsidy	$ 47,796.	-
- Queen's University	19,810.	-
- St. Lawrence College	3,080.	-
	$ 70,686.	
EXPENDITURES		
Finance - Deferred Revenue (To defer additional per capita grant until 1973 to be used to reduce Residential Mill Rate)	$ 97,926.	-
FINANCE CONTINGENCIES	-	$ 27,240.

CARRIED

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee: (cont'd)

5. That, since there is no contingency item in the City Hall Renovations By-Law, Clause 17, Report No. 75 (City Council Meeting No. 13, June 26, 1972), be amended to delete the words "City Hall Renovations Contingency Fund," and provide for approval of the following budget appropriation amendment:

	Increase	Decrease
FINANCE COMMITTEE UNCLASSIFIED - Contingencies	-	$8,000.00
PUBLIC WORKS COMMITTEE CONT. FROM CURRENT REV. - Sewer Replacement, etc., Account No. 317-85	$8,000.00	

CARRIED

6. WHEREAS little or no supervision is carried out to insure the success of Local Initiatives Program projects; and

WHEREAS many of these projects are so set up as to overlap or repeat social and community work being conducted in some communities by already established organizations:

THEREFORE The Council of the Corporation of the City of Kingston respectfully requests the Department of the Secretary of State to require his Department in future to consult with the head of municipalities to determine the worth and need of such projects.

CARRIED

7. That, since Mr. J. T. Snell, Senior Technician, has been employed on the engineering design work of the Traffic Circle Removal Project since the 1st of January, 1972, and since the Director of Personnel has evaluated this type of work as being in Salary Group 15-11, with a 1972 commencing salary of $11,046. per annum, Mr. Snell be paid Acting Pay based on this rate while engaged on the Traffic Circle Removal Project, i.e. from January 1st to October 31st, 1972, it being understood that if during the remainder of the year there are some days when the Traffic Administrator requires him to work on further engineering design work on the Traffic Circle, he will receive this Acting rate of pay.

CARRIED

8. That, as recommended by the Airport Committee, the sum of $4,178.00 be transferred from "Finance Contingencies" to "Airport - Capital Expenditures Financed from Current Revenue," to absorb the contract costs in excess of the engineer's estimate for the extension of the Township of Kingston water supply to the Airport boundaries; further that the Council of the Township of Kingston be respectfully requested to consider recovering the additional City payment for the City from future benefiting property owners.

CARRIED 14:1

9. That the sum of $2,508.43 be allocated to the Frontenac Society for Model Engineers as an additional grant, and that funds be transferred from "Finance Contingencies" for this purpose.

CARRIED 11:4
(Ald. Keyes, Ald. Matthews, Ald. Speal and Mayor Swain opposed.)

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
G. L. Webb
J. L. Keenleyside
K. Keyes
D. G. Timmins
D. J. Travers

UNFINISHED BUSINESS

Alderman Keyes referred to a letter from the President of Local 109, C.U.P.E., concerning the contracting out of Garbage Collection. He had believed that the Local was a non-political group. Alderman Keyes noted that many of the questions could not be answered by a simple "yes" or "no". Aldermen should not hesitate to answer the questions on the basis of their own convictions. He said that the Union was getting ready for negotiations, Some services should be contracted out and others should not.

Alderman Hagerman said he had received the letter from C.U.P.E. but he did not intend to answer it. The Negotiating Committee should deal with this question.

Alderman Hagerman said that there was a flooding condition on Hillcrest Avenue. He said the owner should have installed a check valve but the City had not pointed this out to her.

He said that the sewers are not adequate in this area but money is being spent on improving them in some areas. In John Street the road was covered with water. He stated further that is is hard to justify spending money on Olympics and Tercentenary when sewers need attention.

Alderman Hagerman said that people in his area had attended the Ontario Municipal Board Hearing at 2:00 p.m. on October 10th, when the Board had dealt with the rezoning of the former Holdcroft Quarry. The Board should have dealt with the Barbara Avenue by-law that the people were interested in.

Alderman Keenleyside referred to the Industrial report on available land. A map would be sent to indicate the locations. He said this was the first comprehensive land study on Industrial land and that the report was prepared by a student during the holidays. He asked all Members of Council to read the report. The Commissioner planned to invite owners to a meeting to get them to agree to let the Industrial Commission plan the development.

Alderman Keenleyside said that the October 7, 1972, Globe and Mail referred to speed bumps and caution signs - "5 miles per hour." and that this was a method to control traffic in residential streets.

Alderman Matthews asked why there was an O.M.B. Hearing on the Quarry property when Council had no rezoning application .

Mr. McKibbin said an informal letter of application had been accepted by the Board which had been objected to by the City originally.

Mayor Swain suggested that they be brought to the attention of the Select Committee on the Ontario Municipal Board.

Alderman Timmins said there was litter in certain bus shelters and election signs on poles.

Alderman Timmins suggested that the Legislation Committee streamline Council procedure and not have a Chairman of the Committee of the Whole. He said the lower portion of Cataraqui and St. Lawrence Wards should have priority on sewers next year.

Alderman McDougall said that the C.U.P.E. questionnaire was not really a questionnaire but an attempt at indoctrination. Civil servants should not participate in policical activity.

Alderman Watts said Rideaucrest had 24 applicants on the waiting list . The ten steps for Provincial approval of a new building should be completed. The Notre Dame property should be used for senior citizens and that the new Library should not hold back action.

Alderman Webb said the Quarry should have a fence around it. He noted that neither he nor the Mayor were on the C.U.P.E. mailing list. He stated further that Kingston was the second highest in tax arrears on financial statements prepared by Mr. Cousens.

UNFINISHED BUSINESS (cont'd)

Alderman Webb said that the City tax exempt properties totalled 52%. This was different from the figure of 34% the City had been using on briefs to the Provincial Government.

Mr. McKibbin explained that the City brief used University and Hospitals as tax exempt properties on which the City was asking for a payment in lieu of taxes. Mr. Cousen's figures included church property, school property and city owned property.

Alderman McDougall said the 52% figure was based on total assessment and the 34% figure on taxable assessment.

Alderman Keenleyside said that action was being taken to cap the walls of the Bishop's House before winter.

Alderman Travers said that the Fire, Legislation and Housing Committee had recommended 52 units on former Notre Dame Convent property and wanted the project to go ahead.

Mayor Swain said that the City had been asked to make a submission on the O.M.B. to the Select Committee in Ottawa on October 16th from 2:00 to 3:00 P.M. Alderman Matthews, Alderman Brightman and Mr. McKibbin will attend. He stated further that Kingston should have a body of elected people present to speak to the Select Committee and Mayor Swain said he would notify the secretary of the Select Committee that Kingston will make a submission .

Alderman Vosper said that the Select Committee should be notified of the poor procedure in holding a Hearing on the letter of application re: Division Quarry area without a formal application made in the usual way.

Mayor Swain suggested that this be brought to the attention of the new Chairman of the Board.

Mayor Swain said he had written a letter to the former Minister of Municipal Affairs (McKeough) supporting the authority of the O.M.B. to approve dispensing with a vote of the electors after a public hearing.

Mayor Swain displayed a Tercentenary plate, a project done by Mrs. Irene Mooney, as a private citizen. It was a credit to her and the community. The Tercentenary would be holding its last public meeting on October 11, 1972. Council members should show their support by attending unless they were committed to other city meetings that night.

Alderman Keyes noted that there was also a public meeting at St. John house on the same night re: Olympic plans for Portsmouth area, and those who sailed and docked there.

BY-LAWS

Council consented to the addition of By-Laws 11 to 13 for presentation to Council.

(a) Moved by Alderman Vosper,
Seconded by Alderman Watts,

That By-Laws 1 to 4, plus 11, receive their first reading.

CARRIED

(b) Moved by Alderman Webb,
Seconded by Alderman Blaney,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 4, plus 11, their second reading.

Alderman Keenleyside, Chairman.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Alderman Brightman,
Seconded by Alderman Cook,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Alderman Keenleyside reported that By-Laws 1 to 4, plus 11, had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Alderman Hagerman,
Seconded by Alderman Keenleyside,

That Rule 35 be suspended for the purpose of giving By-Law No. 11 its third reading.

CARRIED

(f) Moved by Alderman Keyes,
Seconded by Alderman Matthews,

That By-Laws 5 to 13 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Execution of An Agreement With Traders Realty Limited (Development of 0.55 Acres Behind the Commodore Motor Hotel to Establish A Legal Parking Area)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7500)
Clause 1, Report No. 108, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(2) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 65: Traders Realty Limited Site at Rear of Commodore Motor Hotel From Residential to Commercial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7501)
Clause 1, Report No. 108, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(3) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law For the City of Kingston" (Rezone 0.55 Acres at the Rear of Commodore Motor Hotel From R4, Residential, to D, Commercial and Light Industrial, (Modified) to Establish a Legal Parking Area)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7502)
Clause 1, Report No. 108, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(4) A By-Law to Authorize the Execution of An Agreement With George R. Cuddy (Lease Site for Sale of Christmas Trees - Corner of Place d'Armes and Wellington Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7503)
Clause 1, Report No. 112, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd)

(5) A By-Law to Authorize the Execution of An Agreement With Permanent Concrete For the Sale of 5.175 Acres of Land On the West Side of Lappan's Lane

(THIRD READING) (PROPOSED NO. 7427)
Clause 11, Report No. 82, 1972.

THIRD READING - CARRIED 15:0

(6) A By-Law to Authorize the Construction of An Asphalt Pavement and Shoulders On Lappan's Lane From Counter Street to the North Limit of the Public Utilities Commission Service Centre Under the Provisions of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 7460)
Clause 31B, Report No. 92, 1972.

THIRD READING - CARRIED 15:0

(7) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 1, Report No. 99)

(THIRD READING) (PROPOSED NO. 7487)
Clause 1, Report No. 99, 1972.

THIRD READING - CARRIED 15:0

(8) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For a Parking Meter Zone in Certain Streets or Portions Thereof and to Provide For the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 99)

(THIRD READING) (PROPOSED NO. 7488)
Clause 1, Report No. 99, 1972.

THIRD READING - CARRIED 15:0

(9) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Reconstruct Sidewalk to a Depressed Sidewalk In Front of Entrance and Exit At New Bus Terminal On East Side of Division Street)

(THIRD READING) (PROPOSED NO. 7492)
Clause 4, Report No. 103, 1972.

THIRD READING - CARRIED 15:0

(10) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited (Airport Improvements - Phase I)

(THIRD READING) (PROPOSED NO. 7486)
Clause 1, Report No. 98, 1972.

THIRD READING - CARRIED 15:0

(11) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Municipal Day Care Centre)

(THREE READINGS) (PROPOSED NO. 7504)
Clause 1, Report No. 107, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(12) A By-Law to Authorize the Construction of Certain Concrete Sidewalks Under the Provisions of Section 12 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7287)
Clause 23, Report No. 28, 1972.

THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(13) A By-Law to Amend By-Law No. 6836, "A By-Law to Authorize the Construction of An 18 Inch Storm Sewer In Division Street From Kirkpatrick Street to 26 Feet South of Day Street at An Estimated Cost of $28,507.36 Under the Provisions of Section 8 of The Local Improvement Act" (Amend Description and Revise Costs)

(THIRD READING) (PROPOSED NO. 7453)
Clause 21, Report No. 92, 1972.

THIRD READING - CARRIED 15:0

MOTIONS

(1) Moved by Alderman Speal,
Seconded by Alderman Keyes,

That the sympathy of Council be expressed to Mr. Alex Bowie on the sudden death of his wife.

CARRIED

(2) Moved by Alderman McDougall,
Seconded by Alderman Speal,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:04 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR

Local Govt.

CITY COUNCIL MEETING NO. 21

The Regular Meeting of City Council was Held in the Council Chamber, County Court House, on Monday, October 23rd, 1972, at 8:35 p.m., His Worship Mayor Swain presiding.

Moved by Ald. Cook,
Seconded by Ald. Hagerman,

That Rule 7 be suspended to permit Council Meeting to Commence at 8:35 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (15)

TABLING OF DOCUMENTS

(95) From the Public Utilities Commission, submitting the following comparative operating statement of the bus operations for the months of January to August, inclusive:

		1971 Jan.-Aug.		1972 Jan.-Aug.
REVENUE:		$312,525.		$308,432.
EXPENDITURES:				
Total Operating Expenses:		$529,899.		$529,884.
Less Revenue:	(-)	312,525.	(-)	308,432.
Net Operating Deficit:		$217,374.		$221,452.
Plus:				
Pro-Rated Debenture Charges	(+)	65,400.	(+)	66,095.
D.H.O. Survey (KPTS Share)	(+)	-		542.
New Routes & Services, Promotion, etc.	(+)	3,066.		-
Assets Purchased from Current Revenue	(+)	-		294.
		$285,840.		$288,383.

Note:

1) These statements are prepared primarily for internal use and estimates have been used in certain cases.
2) Annual expenses so far as known are pro-rated.
3) Present Fare Schedule has been in force
   (a) Adults since 2nd July 1969.
   (b) Students since 1st September 1968.
4) Reduced Service, New Routes & Transfer Point and Restricted Evening Service were instituted in 1971 as recommended by Consultants.

MINUTES

Moved by Ald. Travers,
Seconded by Ald. Vosper

MINUTES (cont·d.)

That the Minutes of City Council Meeting No. 20, held October 10, 1972, be adopted as printed.

CARRIE

COMMUNICATIONS

To be Filed:

(419) From Mr. J. A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority, Kingston, notifying that the date of the next General Meeting of the Cataraqui Region Conservation Authority has been changed from Wednesday, October 25th, 1972, to Wednesday, November 8th, 1972, to be held in the Frontenac County Council Chambers, Court House, Kingston, at 8:00 p.m.

To Be Referred to the Finance and Accounts Committee:

(420) From the Central Ontario Regional Development Council, notifying of a Conference entitled "Voice in Government" be held on November 9th and 10th, at the Holiday Inn, 9 Dixon Road, Rexdale, Ontario. The objective of the conference is to establish a clear-cut communication li between the municipality and the government of Ontario.

(421) From Mr. Peter Scott, Chairman, West Kingston Boys and Girls Club, Polson Park Public School, Robert Wallace Drivey, Kingston, requesting a grant in the amount of $450.00 and enclosing information about the programs and operations of the club.

Which Has Been Referred to the City of Kingston Planning Board

(422) From Mrs. Beverley Lazier, 239 Albert Street, Kingston, and thirteen other persons requesting that Council amend By-Law No. 3077 so that conversions to additional units Zone A take place with only minor alterations to the exterior of the building.

To Be Referred to the Rideaucrest Home Committee:

(423) From the City of Woodstock requesting that their followi resolution be endorsed:

"WHEREAS continued requests for nursing home beds in the County of Oxford clearly indicate the need for additional beds;
AND WHEREAS Oxford County has a higher percentage of senior citizens than many;
AND WHEREAS the formula used to determine the percent of nursing home beds per capita population does not appear to reflect the actual needs;
AND WHEREAS it has been necessary to place some young (under 60 years) patients in beds outside the County, with the resultant inconvenience to themselves and their families;
AND WHEREAS many beds are now being occupied by ex-p from various Ontario Hospital facilities, many of t latter from outside the County;
THEREFORE BE IT RESOLVED that the Ministry of Health petitioned to review the basis upon which nursing hom beds are allocated on a per capita basis with a view toward arriving at a more equitable formula that will adequately reflect the increasing need for nursing ho beds."

PETITIONS

(1) A petition was received from the residents on Kingscourt Avenue, from Third Avenue to Fifth Avenue, with 20 objections for 39 property owners, stating:

"We the undersigned object to the construction of a pavement on Kingscourt Avenue from 3rd Ave. to 5th Ave. as we feel this work should be held off and done in conjunction with sewer separation in order not to duplicate the costs."

(To Be Referred to the Public Works Committee.)

(2) A second petition was received from the residents on Kingscourt Avenue from Third Avenue to Fifth Avenue, making a total of 30 objections for 39 property owners, stating:

"The undersigned property owner·s on Kingscourt i.e. between 3rd and 5th Ave. are against the construction of asphalt pavement including curb, gutter and boulevard."

(To Be Referred to the Public Works Committee.)

REPORTS

Alderman Keyes presented Report No. 113 of the Traffic and Streets Committee as follows:

Council agreed to add the word "Foster" in Clause 2, Item C, Clause 2 to read as follows:

"2. That it be recommended to the Ontario Housing Corporation that the three new streets in the H.O.M.E. Development on Portsmouth Avenue be named as follows:

Street A - Calderwood Drive
Street B - Woodstone Crescent
Street C - Foster Street"

Moved by Alderman Keyes, seconded by Alderman Vosper, That Report No. 113 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 113

To the Mayor and Members of Council. Kingston, October 17, 1972

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) and By-Law 495 (Meter By-Law) to provide:

(a) that alternate side parking regulations be established on Charles Street between Bagot and Rideau Streets as follows:

(i) that parking be prohibited on the south side of Charles Street, Tuesdays, Thursdays and Saturdays after 9:00 a.m.;

(ii) that parking be prohibited on the north side of Charles Street, Mondays, Wednesdays and Fridays after 9:00 a.m.

(b) that parking be prohibited on the north side of Adelaide Street from Alfred Street to Lansdowne Street;

REPORTS (cont·d.)

Report No. 113 - Traffic and Streets Committee (cont·d.)

1. (c) that a 15 minute parking time limit be established o the east side of Albert Street from 20 feet north of Earl Street to 70 feet north of Earl Street;

(d) that parking be prohibited from 10:00 a.m. to 11:00 and 2:00 p.m. to 3:00 p.m. on the north side of William Street between King Street and Bagot Street

(e) that Mr. R. Plumley, Buyer, be authorized to park at parking meters without charge while on City business

(See By-Laws 1 and 2: Nos. 7505 and 7506)

CARRIED

2. That it be recommended to the Ontario Housing Corporation that the three new streets in the H.O.M.E. Development on Portsmouth Avenue be named as follows:

Street A - Calderwood Drive
Street B - Woodstone Crescent
Street C - Foster Street

CARRIED
AS AMENDE

3. That the accounts of the Public Utilities Commission in th amounts of $2,225.94 and $2,882.43 for traffic light maintenance for the periods of January, February and March, 1972, and April, May and June, 1972, respectively, be approved for payment.

CARRIED

Respectfully submitted,

(signed)

K. Keyes (CHAIRMAN)
G. W. Vosper
E. J. Blaney
W. T. J. Cook
Ald. G. N. Speal

Alderman Speal presented Report No. 114 of the City of Kingston Planning Board as follows:

Moved by Ald. Speal, Seconded by Ald. Keyes, that Report No. 114 of the City of Kingston Planning Board be received and adopted.

REPORT NO. 114

To the Mayor and Members of Council Kingston, October 12, 1972

The City of Kingston Planning Board reports and recommends as follows:

1. That the account of I.B.M. of Canada Limited in the amount of $366.42 for preparation of a list of names and addresse for By-Law No. 7264 (Density Control By-Law) be approved for payment it being noted that provision for this expenditure is included in the 1972 Planning Board Budget.

CARRIED

Respectfully submitted,

(signed)

G. N. Speal (VICE-CHAIRMAN)
K. A. Keyes
Mayor E. V. Swain
G. W. Vosper

Alderman Timmins presented Report No. 115 of the Rideaucrest Home Committee as follows:

Moved by Ald. Timmins, Seconded by Ald. McDougall that Report No. 115 of the Rideaucrest Home Committee be received and adopted clause by clause.

REPORT NO. 115

To the Mayor and Members of Council. Kingston, October 12, 1972.

The Rideaucrest Home Committee reports and recommends as follows:

1. That, as recommended by the Ministry of Community and Social Services, and as concurred in by the Administrator, all self-paying residents of Rideaucrest Home (including residents in foster homes) be charged a per diem rate of $3.50 for days when they are absent from the Home on short leaves of ~~absence~~ and their accommodation is being reserved for them.

CARRIED

2. That the account of the Department of Social and Family Services in the amount of $892.20 for Medical Nursing Supplies and Approved Drugs and Pharmaceuticals for Rideaucrest Home be approved for payment.

CARRIED

3. That the account of Burns Foods Limited in the amount of $330.06 for meat supplies for Rideaucrest Home be approved for payment.

CARRIED

4. That the Food Supervisor at Rideaucrest Home, under supervision of the Administrator, be authorized to arrange for the ordering and purchasing of meat supplies for Rideaucrest Home on a three month trial basis, it being understood that at the end of three months the Administrator will submit a report to the Rideaucrest Home Committee.

CARRIED 8:7

Respectfully submitted,

(signed) D. G. Timmins (CHAIRMAN)
J. L. McDougall
V. C. Brightman
K. W. Matthews
E. Watts

Alderman Webb presented Report No. 116 of the Public Works Committee as follows.

Council consented to the addition of Clause 3 which had been distributed.

Moved by Alderman Webb, Seconded by Alderman Blaney that Report No. 116 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 116

To the Mayor and Members of Council. Kingston, October 16, 1972

The Public Works Committee reports and recommends as follows:

1. That notwithstanding the provisions of By-Law No. 10 - A By-Law Respecting Streets - as amended by By-Law No. 7323, the Kingston Community School, 86 Nelson St. be authorized to erect a 4' high wire mesh fence instead of the required 3' on City property along 40' of their

REPORTS (cont'd.)

Report No. 116 - Public Works Committee: (cont'd.)

1. Mack St. flankage, as shown coloured in red on Plan dated March 15, 1968, to reduce the possibility of children climbing out of the playground, provided they enter into a Standard Form of Fence Agreement with the City of Kingston.

(See By-Laws 3 & 4: Nos. 7507 & 7508) CARRIED

2. That one level and one transit stolen from Inspector's Office on October 2/3 be replaced at estimated cost of $1025.00 and that the expenditure be charged to 1972 Public Works Budget Appropriation - Engineering Supplies - it being understood that the amount will be recovered from the City's insurance company if possible.

CARRIED

3. That the tender of Caribou Construction Inc., in the amount of $8613.34, for the construction of a combined sewer in King Street from Brock Street southerly in accordance with plans and specifications prepared by the City Engineering Department, be accepted being the lowest tender received, subject to the provision of additional funds, in the amount of $2000.00 by the Finance Committee, to cover construction, inspection, testing and contingencies

(This sewer will permit the abandonment of the old stone sewer under the City Hall. Funds presently authorized amount of $8000.00).

CARRIED

Respectfully submitted,

(signed)
G. L. Webb (CHAIRMAN)
E. J. Blaney
T. A. Hagerman
J. L. McDougall
E. Watts

Alderman Keenleyside presented Report No. 117 of the Parks, Recreation and Property Committee as follows.

Moved by Alderman Keenleyside, Seconded by Alderman Brightman That Report No. 117 of the Parks, Recreation and Property Committee be received and adopted clause by clause.

REPORT NO. 117

To the Mayor and Members of Council. Kingston, October 18, 1972.

The Parks, Recreation and Property Committee reports and recommends as follows:

1. That the attached resolution of the City of St. Thomas be not endorsed as the Council of the City of Kingston is on record as being in favour of increasing unconditional grants so that Councils may determine their own priorities.

CARRIED

2. That the following accounts be paid -

Spalding and Bros of Canada - $383.50 - golf balls and tees for the Golf Course

Warren Supply Co. Ltd. - $1956.58 - supplies for club house plumbing system at Golf Course - lowest quotation received

W. J. McKendry and Sons Ltd. - $306.00 - 153 c.y. of stone for Golf Course

REPORTS (cont'd)

Report No. 117 - Parks, Recreation and Property Committee: (cont'd.)

2. R. J. Lappan - $373.00 - rental of equipment for use at Golf Course
Public Utilities Commission - $822.93 - installation of water service at Golf Course
F. G. Bezanson and Son Ltd. - $330.00 - 132 c.y. of top soil for Golf Course

CARRIED

Respectfully submitted,

(signed) J. L. Keenleyside (CHAIRMAN)
V. C. Brightman
T. A. Hagerman
G. N. Speal
G. W. Vosper

RECREATION GRANTS

WHEREAS the Government of Ontario has directed the Ministry of Community and Social Services to pay grants under the Community Centres Act only to municipalities with populations of 25,000 persons or less;

AND WHEREAS it has been further intimated that Recreation Program Grants may similarly be paid only to municipalities with populations of 25,000 persons or less;

AND WHEREAS such policies have a discriminatory effect and may preclude the acquisition of additional recreational facilities and extension or continuance of recreation programs of municipalities to which such grants will no longer be payable;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. THOMAS RESOLVED THAT the Government of Ontario be urgently requested to rescind their policy relating to the application of grants under the Community Centres Act and Recreation Programs to municipalities with populations of 25,000 persons or less and continue the application of such grants to all municipalities, regardless of size, or alternatively establish a sliding scale of grants for such purposes, increasing the grants payable to municipalities with populations of 25,000 persons or more in keeping with the demand for more comprehensive recreational facilities and programs;

AND FURTHER that copies of this resolution be forwarded to the Hon. William Davis, Prime Minister of Ontario, the Minister of the Treasury, Economics and Intergovernmental Affairs, the Association of Municipalities of Ontario, and other municipalities of 25,000 population or more for their consideration and endorsement.

Alderman Travers presented Report No. 118 of the Fire, Legislation and Housing Committee as follows.

Council consented to the request of the Fire and Legislation Committee that "A May Present" Clause 3 concerning an amendment to By-Law No. 1 be not presented and consented to the presentation of a new Clause 3 concerning Gasoline Service Stations.

Moved by Alderman Travers, Seconded by Alderman Matthews, That Report No. 118 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 118

To the Mayor and Members of Council. Kingston, October 19, 1972.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

REPORTS (cont'd.)

Report No. 118 - Fire, Legislation and Housing Committee:

1. That, since there is no evidence to substantiate the allegation that the Censorship Board is not doing its duty, no action be taken on the request of the City of Pembroke that their following resolution be endorsed:

> "That the City of Pembroke send a letter to the Federal and Provincial Minister in charge of censorship of motion pictures, television and book publications, requesting that the Board either start to act or they be repealed."

CARRIED
(Ald. Webb and Keenleyside Oppose

2. WHEREAS it is desirable that any by-laws governing hours of work apply on an area wide basis, as is the general practice with other municipalities in Ontario, which could not be accomplished by any by-law passed by the City of Kingston; and

WHEREAS a restriction on the hours of operation of barber shops would deprive the residents of Kingston of services they now receive during certain evenings; and

WHEREAS all of the barbers in Kingston are not in agreement that a by-law restricting hours of work should be enacted; and

WHEREAS the Barbers' Association may apply for regulations governing the barbering industry in Kingston under the provisions of The Industrial Standards Act:

THEREFORE BE IT RESOLVED that no action be taken on the request of some of the barbers in Kingston that a by-law be enacted to provide as follows:

"That all barber shops within the City of Kingston during the whole of each year shall be closed:

(a) on Monday, Tuesday, Thursday, Friday, and Saturday of each week at 6:00 o'clock in the afternoon of each such days and shall remain closed until 5:00 o'clock in the forenoon of the day next following each of such days, and

(b) on Wednesday of each week and shall remain closed until 5:00 o'clock in the forenoon of the next following day, and

(c) shall remain closed during the whole of Sunday of each week."

CARRIED

YEAS	NAYS
Ald. Blaney	Mayor Swain
Ald. Cook	Ald. Brightman
Ald. Hagerman	Ald. Matthews
Ald. Keenleyside	Ald. McDougall
Ald. Keyes	Ald. Timmins
Ald. Speal	Ald. Travers
Ald. Vosper	Ald. Webb
Ald. Watts	

NOTE: Ald. Blaney abstained from voting. In accordance wit By-Law 1, Section 23 Mayor Swain stated that Ald. Blaney had not stated that he was abstaining from voting because of a pecuniary interest and thus he would be deemed to have voted in the affirmative.

REPORTS (cont'd.)

Report No. 118 - Fire, Legislation and Housing Committee: (cont'd.)

3. That, as recommended by the Gasoline Advisory Committee, a by-law be presented to Council to amend Schedule "C" of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours," effective October 31st, 1972, as follows:

Delete from Series "A" -

G & D Webb's Gulf, 35 Princess Street,

Add to Series "A" -

Frank Magee's Texaco, 655 Princess Street.

(See By-Law 12 - No. 7513) CARRIED

NOTE: Ald. Webb abstained from voting because of a pecuniary interest.

Respectfully submitted,

(signed)
D.J. Travers (CHAIRMAN)
K. W. Matthews
W. T. J. Cook
T. A. Hagerman
E. Watts

Alderman Webb presented Report No. 119 of The Finance and Accounts Committee as follows.

Council consented to the amendment of Clause 5A by deleting "$3000.00" and substituting "$3124.00" and to add Clauses 6 and 7. Clause 5A to read as follows:

"5A That, as recommended by the Traffic and Streets Committee, the 1972 Capital Budget for the Traffic and Streets Committee be amended as follows:

by deleting the following from the street lighting program:

Mohawk Place - Portsmouth Ave. to Indian Road	$3,124.00

and inserting in lieu thereof the following:

McMahon Ave. - Indian Road to McMichael Street (originally scheduled for 1973)	$3,124.00"

Moved by Alderman Webb, Seconded by Alderman Timmins, That Report No. 119 of the Finance and Accounts committee, as amended, be received and adopted clause by clause.

REPORT NO. 119

To the Mayor and Members of Council. Kingston, October 18, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize increasing the capacity of the Water Pollution Control Plant to 13½ million gallons per day, at an estimated cost of $1,320,000.00, at the General Rate, financed as follows:

Total estimated cost	$1,320,000.00
Less forgiveness on NHA loan	220,000.00
	$1,100,000.00

REPORTS (cont'd.)

Report No. 119 - Finance and Accounts Committee: (cont'd.)

1.

	$1,100,000.00
Less contribution from Reserve Fund	320,000.00
Debenture amount	$ 780,000.00

NOTE:

Amount to be raised through NHA Loan -	$660,000.00
Amount to be borrowed on market ------	120,000.00
	$780,000.00

(See By-Law 5: No. 7509) CARRIED

2. That, as recommended by the Public Works Committee, since 850 cubic yards of total estimated rock quantity in Contract 72/2W with Bennett Paving and Materials Ltd. for construction of pavement in Lappan's Lane was removed without blasting and will be paid for as earth excavation at $3.66 per cubic yard, as compared with rock excavation at $8.55 per cubic yard, a by-law be presented to Council to amend Contract 72/2W to authorize an increase in price to $9.75 per cubic yard for the remaining 550 cubic yards of rock which must be drilled and blasted, to compensate the contractor for reduced rock quantity; and that the contract quantity sheet be amended as follows:

Delete:	1400 c.y. at $8.55	$11,970.00
Add:	550 c.y. at $9.75	$ 5,362.50

(See By-Law 6: No. 7510) CARRIED

3. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

A amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS Storm Sewer Separation, Area "C", Phase 6 (New allocation in 1972 Capital Budget)	$120,000.	-
GENERAL RATE PROJECTS Water Pollution Control Plant - Primary Expansion (Reduces appropriation to $780,000.)	-	$120,000.

(See By-Law No. 8: No. 7512)

- and -

B amend By-Law No. 7197, "A By-Law to Authorize Construction of Certain Separate Storm Sewers and the Replacement of Certain Sanitary Sewers under the Provisions of Section 8 of The Local Improvement Act," to reduce the M.T.C. subsidy from $184,026.89 to $64,026.89 and to increase the debenture amount from $332,437.11 to $452,437.11.

(See By-Law 7 No. 7511) CARRIED
(Ald. Keyes Opposed)

REPORTS (cont'd.)

Report No. 119 - Finance and Accounts Committee: (cont'd.)

4. That, as recommended by the Parks, Recreation and Property Committee, the following budget appropriation transfers be approved:

	Increase
REVENUE Lake Ontario Park	$10,000.00
EXPENDITURES Finance Committee - Unclassified Contingencies	$10,000.00

- and -

	Increase	Decrease
FINANCE COMMITTEE Unclassified - Contingencies	-	$10,000.00
PARKS DEPARTMENT Tree Trimming - Dutch Elm Removal	$10,000.00	-

CARRIED
(Ald. Keyes Opposed)

5. That, as recommended by the Traffic and Streets Committee, the 1972 Capital Budget for the Traffic and Streets Committee be amended as follows:

A by deleting the following from the street lighting program:

Mohawk Place - Portsmouth Ave. to Indian Road	$3,124.00

and inserting in lieu thereof the following:

McMahon Ave. - Indian Road to McMichael Street (originally scheduled for 1973)	$3,124.00

- and -

B by amending the major roads program as follows:

	1972 Capital Budget	Add	Delete	Proposed 1972 Capital Budget
Brock-Johnson-Palace Rd. Improvement	$40,000.	20,000.	-	$60,000.
Transportation Study	60,000.	-	60,000.	-
Interconnected Signal System	-	30,000.	-	$30,000.
Various Minor Intersection Improvements & Widening	-	10,000.	-	$10,000.
	$100,000.			$100,000.

(See By-Law 8: No. 7512) CARRIED AS AMENDED

REPORTS (cont'd.)

Report No. 119 - Finance and Accounts Committee: (cont'd.)

6. That, as recommended by the Traffic and Streets Committee, as suggested by the Public Utilities Commission, the City take over the street lighting system effective November 1st, 1972, under a financial arrangement satisfactory to the Public Utilities Commission and the City, since this would enable the City to save the interest cost now paid to the Public Utilities Commission and would simplify the accounting procedures so that financial aspects of the street lighting system may be more readily understood.

CARRIED

7. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved to provide sufficient additional funds to abandon the old stone sewer that runs under City Hall, which is necessary for the proposed renovations:

	Increase	Decrease
FINANCE COMMITTEE UNCLASSIFIED - Contingencies	-	$ 2,000.
PUBLIC WORKS COMMITTEE CONT. FROM CURRENT REV. - Sewer Replacement, etc. Account No. 317-85	$ 2,000.	-

CARRIED

Respectfully submitted

(signed)

E. V. Swain (CHAIRMAN)
G. L. Webb
J. L. Keenleyside
K. A. Keyes
K. A. Keyes
D. G. Timmins
D. J. Travers

UNFINISHED BUSINESS

Ald. Timmins asked for the vote on Clause 2 of the Fire, Legislation and Housing Committee Report. Mayor Swain said it was 8:7. Ald. Blaney did not declare a conflict of interest but abstained and was counted as voting in affirmative under By-Law 1.

Ald. Timmins said he was alarmed by some of the comments at the Planning Board Meeting re oil tanks and possible expansion in the Rideau Street area. The people in the area are tenants with a European background and are not likely to attend the public meeting sponsored by the Board.

Ald. Hagerman said he had asked the Mayor to look into an auxiliary police force. The Provincials have 37 volunteers, two men for the price of one. There has been an increasing number of break-ins. He would like to see the idea tried. Home owners are being told that persons with 10 convictions are still walking around the streets waiting for the last charge to be heard. The Police Commission should recognize the need for more policemen. There were six months delays in getting cases to court.

Mayor Swain said that the Commission has obtained comments from other municipalities and O.P.P. on auxiliary police forces. With exception of O.P.P. the use of volunteers is dying out. One point referred to is that with auxiliary police force there is a possible conflict with the professionals. Their use is being confined to parades and crowd control. To have meaningful duties they would have to be armed.

UNFINISHED BUSINESS (cont'd.)

Ald. Hagerman said that the auxiliary men could check doors while the police are in a problem area. It is not the same as in the Fire Department where all are fighting a fire. Auxiliary men could be used to supplement the single driver in a cruiser. They could also do clerical work.

Mayor Swain said that the Police Commission has not yet rejected the idea. It is also examining the use of more clerical staff to make more uniformed personnel available for law enforcement.

Ald. Keenleyside said he would like to know the strength of the police force over July 1st week-end.

Mayor Swain said an answer will be obtained.

Ald. Keyes noted some police working at community centre games for three hours at $7.00 per hour. The Community Centre Board should employ other men as there was already considerable overtime in regular police work.

Ald. Brightman said the Community Centre Board is using security guards for crowd control. Policemen are needed for arrests but the number has been cut from four to two.

Ald. Blaney said policemen should be assigned to certain areas so that they know the area and are on hand when the problem arises.

Ald. Matthews said that activities at the Wally Elmer Youth Centre have been curtailed because of vandalism. The population is on the increase. There should be recreation in addition to hockey for teenagers in the area during the evenings.

Ald. Matthews said two constables are not necessary in a cruiser. If trouble arises the driver could remain in the patrol car and radio for help when necessary. There should be an hourly patrol. Auxiliaries could do this.

Ald. Matthews said Mr. J. Sampson, Crown Attorney, should not have entered into a press controversy re Bail Reform. The Government should be made aware that citizens are not satisfied with the Bail Reform Act operation.

Ald. Cook said he would like the Parking Authority to realize that persons who had rented parking space at the Convent property cannot rent during evening because of possible snow removal. The Parking Authority should have an overnight parking policy for the Hanson Parking Garage for people in the area.

Ald. Keenleyside said that vandals had utterly destroyed the vestibule of the Wally Elmer Youth Centre and the Recreation Department had been unable to obtain off duty policemen for the Youth Centre. A boxer had been hired but he could not control the vandals. Frontenac School, every evening had a community school program, and also Holy Name School had one. Portsmouth was the only other area to have a similar program. Last week trees in Marker Acres had been destroyed. Over the years Council has endeavoured to accommodate people in the area with recreation facilities.

Ald. Travers said that the Wally Elmer Youth Centre was in poor condition over a year ago. Groups should have City help.

Ald. Webb said he had received a parking ticket for overtime parking which he deserved. The ticket contained wording to the effect that it could be paid at any bank. He was charged $1.20--20¢ commission. The Provincial Government absorbs the sales tax commission, Bell Telephone and P.U.C. absorb the agent's commission. He was charged costs as well as the fine. The ticket does not say it will cost $1.20 if paid at a bank.

Mayor Swain said this would be referred to the Parking Authority.

UNFINISHED BUSINESS (cont'd.)

Ald. McDougall said the residents in Wally Elmer Youth Centre who wanted to co-operate should co-operate in laying charges against the vandals and appearing as witnesses.

Ald. Hagerman suggested that the Community School Program should be moved to the Wally Elmer Youth Centre.

Mayor Swain said that the schools had necessary physical plant--gym equipment and were the best location.

BY-LAWS

Council consented to add "Clause 5A and 5B, Report 119" to the notation on By-Law 8, and consented to the addition of By-Law 12 for presentation to Council.

(a) Moved by Alderman McDougall,
Seconded by Alderman Speal

That By-Laws 1 to 8 and 12 receive their first reading.

CARRIED

(b) Moved by Alderman Timmins,
Seconded by Alderman Travers

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 8 and 12 their second reading, Ald. Keyes Chairm

CARRIED

(c) Moved by Alderman Vosper,
Seconded by Alderman Watts

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and received their second reading.

CARRIED

Ald. Keyes reported that the by-laws received their second reading.

(d) Moved by Alderman Webb,
Seconded by Alderman Blaney

That Rule 35 be suspended for the purpose of giving By-Laws 8 and 12 their third reading.

CARRIED

(e) Moved by Alderman Brightman,
Seconded by Alderman Cook

That By-Laws 8, 9, 11 and 12 be given their third reading.

CARRIED

(f) Moved by Alderman Brightman,
Seconded by Alderman Cook

That By-Law 10 be given its third reading.

CARRIED 1

(1) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act"

(FIRST AND SECOND READINGS) (PROPOSED NO. 7505)
Clause 1, Report No. 113, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

BY-LAWS (cont'd.)

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For a Parking Meter Zone in Certain Streets or Portions Thereof and to Provide For the Installation, Regulations, Supervision and Control of Such Parking Meters"

(FIRST AND SECOND READINGS) (PROPOSED NO. 7506)
Clause 1, Report No. 113, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(3) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Wire Mesh Fence at 86 Nelson Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7507)
Clause 1, Report No. 116, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(4) A By-Law to Authorize the Execution of An Agreement With The Kingston Community School (Wire Mesh Fence at 86 Nelson Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7508)
Clause 1, Report No. 116, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(5) A By-Law to Authorize the Construction of Additional Facilities to Increase the Capacity of the Water Pollution Control Plant to Thirteen and One-Half Million Gallons Per Day (General Rate)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7509)
Clause 1, Report No. 119, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(6) A By-Law to Authorize the Execution of An Agreement with Bennett Paving and Materials Limited to Amend Contract 72-2W For Construction of Pavement in Lappan's Lane (Increase Quality and Reduce Quantities)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7510)
Clause 2, Report No. 119, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(7) A By-Law to Amend By-Law No. 7197, "A By-Law to Authorize the Construction of Certain Separate Storm Sewers and the Replacement of Certain Sanitary Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area "C") (Phase VI)" (Reduce M.T.C. Subsidy and Increase Debenture Amount)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7511)
Clause 3B, Report No. 119, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(8) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget For the City of Kingston (1972-1976) (Revision No. 6)

(THREE READINGS) (PROPOSED NO. 7512)
Clauses 3A, 5A and 5B, Report No. 119, 1972

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd.)

(9) A By-Law to Amend By-Law No. 6833, "A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)" (Delete Work on Portion of Hill Street and Add Work on Portion of Johnson Street)

(THIRD READING) (PROPOSED NO. 7301)
Clause 16, Report No. 36, 1972

THIRD READING - CARRIED 1

(10) A By-Law to Authorize the Execution of A Subdivision Agreement With Mr. G. S. Parkhurst (Agent For William McCaughey) and William McCaughey (Lots 9 to 15 inclusive and Noble Street, Reg. Plan No. 450 On the South Side of Weller Avenue)

(THIRD READING) (PROPOSED NO. 7430)
Clause 2, Report No. 77, 1972, and
Clause 3, Report No. 105, 1972

THIRD READING - CARRIED 12

(11) A By-Law to Authorize the Execution of An Agreement With Georg R. Cuddy (Lease Site For Sale of Christmas Trees - Corner of Place D'Armes and Wellington Street)

(THIRD READING) (PROPOSED NO. 7503)
Clause 1, Report No. 112, 1972

THIRD READING - CARRIED 15

(12) A By-Law to Amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours (Revise Schedule "C")

(THREE READINGS) (PROPOSED NO. 7513)
Clause 3, Report No. 118, 1972

FIRST READING - CARRIED 14
SECOND READING - CARRIED 14
THIRD READING - CARRIED 14

(Ald. Webb abstained from voting)

MOTIONS

(1) Moved by Alderman Brightman,
Seconded by Alderman Hagerman

That a letter of appreciation be sent to Mr. C. E. Allen, Secretary, Kingston Safety Council, who has retired from this position.

CARRIED

(2) Moved by Alderman Webb,
Seconded by Alderman Watts

That the sympathy of Council be extended to the family of the late Harold Shannon and the appreciation of Council be recorded for his services to the Community as an Alderman for fourteen years.

CARRIED

(3) Moved by Alderman Hagerman,
Seconded by Alderman Keenleyside

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:24 P.M.

Local Govt.

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council Will Be Held in the Council Chamber, County Court House, on Monday, November 13, 1972, at 8:00 P.M.

ROLL CALL

PRESENTATION

ASSOCIATION OF MUNICIPAL CLERKS AND TREASURERS OF ONTARIO CERTIFICATE OF SUCCESSFUL COMPLETION OF THE ASSOCIATION'S TRAINING COURSE TO:

Mrs. Catherine F. Edmonds

- and -

Mrs. Marion E. More

TABLING OF DOCUMENTS

(96) From The Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to September 30, 1972.

(Note: Copies distributed to each Member of Council.)

(97) Copy of the *Fire Marshals Quarterly News* prepared by the Ministry of The Solicitor General, Division of Public Safety, Toronto.

(98) Minutes of Meetings of the Kingston Suburban Road Commission held on August 18th, October 20th and November 3rd, 1972.

(99) From the Victorian Order of Nurses, Eastern Lake Ontario Branch, copy of Nurses Report of Service, dated October 10, 1972,

(Note: Copies distributed to each Member of Council.)

(100) Copy of *Habitat* the official record of the inaugural Vincent Massey Awards Program for Excellence in the Urban Environment 1971.

(101) Copy of Report on the WUSC 1972 Peru Seminar prepared by Don MacDougall, 63 Mack Street, Kingston, Ontario.

MINUTES

That the Minutes of City Council Meeting No. 21, held on October 23, 1972, be adopted as printed.

COMMUNICATIONS

To Be Filed:

(424) From the Shannon family thanking the Members of City Council for their expression of sympathy.

(425) From Mr. R. M. Sinclair, Business Administrator and Secretary-Treasurer, Frontenac County Board of Education, Kingston, acknowledging receipt of letter and resolution concerning the future use of the property owned by the Board of Education at Portsmouth Avenue just South of Johnson Street.

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(426) From Mr. D. C. Trehearne, Assistant Director, Local Initiatives Program, Manpower and Immigration, Ottawa, stating:

"Your letter dated October 11, 1972, in which you discuss the Local Initatives Program, has been passed to this office for attention.

The Local Initiatives Program aims at creating additional employment by encouraging and enlisting the participation of Canadians in the initiation and implementarion of new programs, projects and services at the community level.

The Program is a federal response to the kinds of initiative orginating with the sponsors of projects. Financial support is provided in the form of contributions by contract, to assist sponsors, whether private persons or groups, community organizations or municipalities, in carrying out projects consistent with the objectives of the Program.

Assessment of all applications is involved, encompassing evaluation of a project's merits in relation to the criteria, to the objectives of the Program itself, and in relation to a variety of other factors.

Through the processing of applications at regional offices throughout Canada, projects are considered in relation to the types of jobs to be created, and to the employment needs of the area in which the project will be implemented. The establishment of definite need for the facilities or services provided by the project is also evaluated and consultation with related organizations in the particular community is required in order to prevent duplication of effort.

In addition, every project approved is the subject of a monitoring visit by officers of this department and of an audit carried out by officers of the Department of Supply and Services, to ensure that federal funds are being expended and that the sponsor's objectives are being met, consistent with the contract.

Thank you for your interest in the Local Initiatives Program, and I trust the foregoing satisfactorily provides the information you require."

(427) From Mrs. Irene Mooney, 371 Division Street, Kingston, submitting a copy of a list of the Cataraqui, Frontenac and St. Lawrence Wards Ratepayer Executive.

(428) From Gordon Carton, Q.C., Minister, The Minister of Transportation and Communications, Toronto, stating:

"This is in reply to your submission for approval of additional maintenance subsidy allotment for winter control during the period January 1st to April 30th, 1972. The request for additional funds has been under careful consideration by Government, but owning to Government-wide financial constraints, at this time, I do not have the required funds available within the Ministry to approve further subsidy.

I recognize this advice will be a disappointment to your municipality but in the simplest terms, further funds are not available for distribution."

(429) From Mr. C. Saruyama, Supervisor, Planning Administration, Ontario Municipal Board, a copy of the Decision of the Board concerning an appeal by Mary Aleta Vallentogoed for an order directing an amendment to By-Law 3078 of the City of Kingston to permit lands comprising all of Lot 11, according to Registered Plan 1336, known municipally as 27 Baker Street as a convalescent and nursing home and stating that the appeal was dismissed.

COMMUNICATIONS (cont'd)

To Be Referred to the Public Works Committee:

(430) From the Ontario Good Roads Assocation, St. Thomas, Ontario, requesting resolutions from the Members of Council for presentation and consideration at the 79th Anniversary Convention to be held at the Royal York Hotel, Toronto, February 26th, 27th and 28th, 1973, and also enclosing form for proposal of names for recognition of long service in the cause of good roads.

(431) From The Honourable Gordon Carton, Q.C., Minister of Transportation and Communications authorizing a supplementary subsidy allocation for 1972 in the amount of $75,000.00 for Construction. The total subsidy allocations for Construction and Maintenance are as follows:

	Construction	Maintenance	Total
Total of Subsidy Allocations:	$521,000.	$280,600.	$801,600.

To Be Referred to the Parks, Recreation and Property Committee:

(432) From Mr. A. Bowie, Secretary Treasurer, Public Utilities Commission, Kingston, notifying of the termination of the lease of the City under property on Place d'Armes for staff parking since the Commission's offices have been moved to Counter Street.

To Be Referred to the Public Works Committee and the Finance and Accounts Committee:

(433) From the City of London requesting that their following resolution be endorsed:

> *"Whereas the Ministry of Transportation and Communications of the Province of Ontario presently calculates subsidies due from the Ministry on a cash basis;*
>
> *And Whereas the accrual basis of calculation more accurately follows accounting practices of all municipalities;*
>
> *And Whereas all information is already compiled and available to make the calculation on an accrual basis;*
>
> *And Whereas this method results in more up to date subsidy returns from the Ministry;*
>
> *And Whereas the accrued basis would facilitate accountability;*
>
> *Be It Resolved:*
>
> *(i) That the Ministry of Transportation and Communications of the Province of Ontario be petitioned to alter the method of calculation of subsidies receivable from a cash basis to an accrual basis."*

To Be Referred to the City of Kingston Planning Board:

(434) From Mr. Gary R. Jacob, Slater, Swain, Jacob & MacPherson, Barristers and Solicitors, 172 Wellington Street, Kingston, stating:

> *"Further to our letter of November 3, Report No. 121 of The City of Kingston Planning Board appears to be based upon an incorrect premiss that the lands encompassed by the Proposed Plan of Subdivision extend to the South limit of Counter Street. This is not so, the North limit of the Proposed Plan of Subdivision includes part only of the Easement in favour of The Hydro Electric Power Commission of Ontario and includes 132 single family lots only. The lands designated Blocks A to E inclusive on the Plan prepared by David T. Humphries and dated October 26, 1972 are not part of the Proposed Plan. The Blocks are shown for reference purposes only.*

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board: (cont'd)

(434) (cont'd)

Our client is in basic agreement with items (1), (7), (8), and (9) of the Report. The provision for installation of a sewer along the limit between Lots 95 and 96, then across Block D, and along Old Quarry Road is questioned. We would appreciate further information as to why this is necessary and what lands it will serve.

In that the Proposed Plan of Subdivision does not abut Counter Street, we suggest that the portion of item (2) of the Report designated 'FIRSTLY', be omitted. We suggest that the question of access from Counter Street be dealt with at such time as a further Plan of Subdivision is presented. Our client is prepared to enter into a restrictive covenant that construction equipment, trucks, etc., will not use Counter Street for direct access to the Proposed Plan of Subdivision. We are prepared to grant a one foot reserve along the entire North limit of the Proposed Plan. That portion of item (2) designated 'SECONDLY' is acceptable.

Item (3) should be amplified to specify that Block E will be accepted in full satisfaction of the 5 per cent requirement under Section 33(5)(a) of the Planning Act for any development of the lands north of the Proposed Plan and South of Counter Street. We would prefer that there be no reference to Block E at this time in that depending upon the nature of the ultimate development of the lands north of the Proposed Plan, the City and or the Developer may decide that there is a more suitable park location. In the event that Block E must be allocated to park purposes at this time; we request that a separate agreement be entered into, the same to provide for relocation of the park site presently designated Block E, should the nature of future development so require.

The items designated (4), (5), and (6) are not acceptable. We suggest that Blocks A and B be purchased by the municipality at fair market value. In this regard value should be determined as if these lands were available for a single family residential subdivision.

Glenarden Realties Limited is prepared to convey Block C to the municipality for one dollar when it receives approval of a Plan of Subdivision of the lands to the North of the Proposed Plan. Please bear in mind that this is only so if the further plan of Subdivision is satisfactory to our client. Obviously the conveyance of Block C will form an integral part of the negotiations for Approval of Such a Plan of Subdivision.

Thank you for your assistance and co-operation."

Which Has Been Referred to the Finance and Accounts Committee:

(435) From Mr. D. L. Hardtman, Q.C. City Solicitor stating:

"On Thursday, November 2, 1972, as arranged, I met with Mr. J. B. Sampson and with Mr. George Muirhead, Director of Planning and Urban Renewal for the City of Kingston, the topic under discussion being the above referred to property. My appreciation of the meeting was that it was exploratory in nature. This letter is an attempt to record the views expressed and the positions indicated by those present.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Finance and Accounts Committee: (cont'd)

(435) (cont'd)

Mr. Sampson produced a plan designated as "Division St. - Weller Ave. Project Conceptual Site Plan January 1971". The plan legend shows the following proposed uses: Stadium; swimming pool complex; ice rink; curling; office; gas station; technical high school; motor hotel. The plan indicates it was prepared by Emel S. Erkan, B. Arch., A.R.I.B.A., Design Consult Mr. Sampson also referred to his letter to you under date of July 27, 1970 and it appears that the conceptual site plan is intended to set out the development described in that letter. It further seemed clear to me that Mr. Sampson regards the said letter as an application within the meaning of The Planning Act and that he does not accept the procedure put forward in your letter (also July 27, 1970) that he make a formal application for a zone change using the form enclosed with your letter. I understand that there is a fee per acre associated with such an application and Mr. Sampson made it clear that he challenges the practice of charging this fee. Mr. Sampson appears to take the position that City Council should still deal with this application (in effect by-passing Planning Board) even though it presumably is the application currently under appeal to the Ontario Municipal Board and which, along with related matters, has been adjourned sine die, the applicant (John B. Sampson) to seek a new date.

Mr. Muirhead said he wished to make it clear that as Director of Planning and Urban Renewal he did not feel he was in a position- nor was he disposed - to entertain any procedure in connection with this application which would mean 'by-passing' Planning Board and the City's Technical Committee. It was Mr. Muirhead's view that an application should be made on the prescribed form, which application would be in due course referred to Planning Board and dealt with by the Technical Committee in the usual manner.

So far as the conceptual site plan was concerned Mr. Muirhead indicated he had no objection in principle to the uses proposed thereon - that is to the uses listed earlier in this letter. But Mr. Muirhead made it clear that he was speaking in terms of a formal zone change application being made as already stated.

I asked Mr. Sampson whether he would consider withdrawing his appeal to the Ontario Municipal Board in this matter so that any zone change application would not be clouded by the unresolved Official Plan and zone change matters currently before the Board. Mr. Sampson stated he was not prepared at this time to consider withdrawing these matters from the Ontario Municipal Board and reminded us that on another occasion the Board had held that a letter such as his letter of July 27, 1970 was sufficient to constitute an 'application' within the meaning of the Planning Act and thus to give the Board jurisdiction.

It was agreed that I would attempt to reduce to writing the substance of what took place at the meeting and this letter represents my best recollection of what was said."

PETITIONS

A petition presented by Mrs. W. C. Cooke, 56 Strathcona Crescent, Kingston, was received, having 22 signatures, opposing the installation of street lighting on Strathcona Crescent from McMahon Avenue to McMichael Street at an estimated cost of $2,795.00, together with a copy of an objection received from Mrs. Marion Blacklock, Mrs. Catherine Evans and Mrs. Harriet Reitzel, 62 Strathcona Crescent, Kingston.

(Which Has Been Referred to the
Traffic and Streets Committee.)

REPORTS

REPORT NO. 120

To the Mayor and Members of Council

Kingston, Ontario
November 7, 1972

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide that parking be prohibited on the west side of Van Order Drive between Norman Rogers Drive and MacPherson Avenue.

2. That Council be requested to apply to the Judge of the County of Frontenac to close the laneway running from Groom to Day Streets which lies between Division and Day Streets, as a petition containing the signatures of all abutting land owners requesting the closing has been received.

3. That a by-law be presented to Council to amend By-Law No. 4800 (A By-Law to Open a Closed Portion of Duff Street) by deleting the word "easterly" in the second line of Section 1 and substituting the word "westerly", as the word "easterly" was used in error.

4. That the account of the Public Utilities Commission in the amount of $1,490.21 for repairs to traffic light poles and fixtures at Bath Road and Sir John A. Macdonald Blvd. damaged by an accident on May 24, 1972, be approved for payment.

5. That the account of the Marine Industrial and Technical Sales Co. Ltd. in the amount of $2,896.92 for supplies and labour to place several thousand feet of thermo-plastic striping, be approved for payment.

Respectfully submitted,

CHAIRMAN

The Traffic and Streets Committee May Present the following clause:

6. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide that parking be prohibited on Bagot Street on the west side from Ordnance Street feet southerly.

REPORT NO. 121

TO THE MAYOR AND MEMBERS OF COUNCIL KINGSTON, October 26, 1972.

THE CITY OF KINGSTON PLANNING BOARD reports and recommends as follows:

1. WHEREAS on September 14, 1972, the Board recommended to Council that approval be given to a proposed draft plan of subdivision for a 72.5 acre site west of Sir John A. Macdonald Boulevard and south of Counter Street as shown on a plan by Humphries & Burgham (P.B. 72-196) (Clause 1, Report No. 101); and,

   WHEREAS the owner now requests approval only for his lands south of the H.E.P.C. easement and only for single family lots and has submitted a revised proposal as shown on a plan by Humphries & Burgham, dated October 26, 1972; and,

   WHEREAS the revised plan has been considered by the Technical Planning Committee;

   THEREFORE BE IT RESOLVED that it be recommended to the Minister of Economics & Intergovernmental Affairs that approval be given to the revised draft plan of subdivision by Humphries & Burgham, O.L.S. dated October 26, 1972, subject to the following conditions:

   (1) The applicant enter into the standard City of Kingston subdivision agreement which shall include the requirements set out in Appendix "A".

   (2) The Owner agrees that restrictive covenants in a form satisfactory to the City Solicitor shall be prepared, executed by the Owner and the City, and then registered at the Registry Office in the City of Kingston at the Owner's expense concurrently with the registration therein of the approved plan of subdivision (and prior to the registration of any deeds of transfer or any liens, mortgages or other charges).

   The restrictive covenants shall provide as follows:

   FIRSTLY

   That no vehicular access shall be permitted along the southerly boundary of Counter Street along the entire width of the subdivision, it being noted that access will be allowed from Counter Street at a location satisfactory to the City in connection with final approval of that part of the plan adjacent to Counter Street.

   SECONDLY

   That no vehicular access shall be permitted from the lots along the westerly boundary of Sir John A. Macdonald Boulevard for the entire length of the subdivision with the exception of the following temporary accesses during construction period:

   (a) Lot 124 to be constructed and maintained as a temporary road for construction trucks with access to Sir John A. Macdonald Blvd. and not to be built upon until 75 per cent of Lots 1 to 132 have been occupied by completed dwellings and to be closed when 80 per cent of the lots have been built upon.

1. (cont'd).

(b) Notwithstanding (a) if the Plan is developed in stages, when the southerly portion of the subdivision has been developed, Lot 118, shall be constructed and maintained as a temporary road for construction trucks with access to Sir John A. Macdonald Boulevard and not to be built upon until 75% of the Lots 1 - 132 have been occupied by completed dwellings and to be closed when 80% of the lots have been built upon and Lot 124 may be built on.

(3) Deeding to the City of Blocks D and E (approximately 3.5 acres to meet the 5% requirements under Section 33 (5) (a) of the Planning Act, it being noted that only Block D is to be deeded prior to final approval of any part of the plan south of the H.E.P.C. right-of-way.

(4) Dedication of street widening (Block A) along the west limit of Sir John A. Macdonald Blvd.

(5) Deeding of street widening (Block B) along the west limit of Sir John A. Macdonald Blvd.

(6) Deeding of Block C for the widening of Counter Street (extended easterly to Sir John A. Macdonald Boulevard as shown in orange on the plan).

(7) That a 15 ft wide pedestrian walkway be incorporated in the Plan between Westmorland Road and Street A between Lots 19 & 29 and 20 & 30.

(8) That a 20 ft. wide easement for a watermain be incorporated in the plan between Lots 129 and 128 to connect to the existing easement between Lots 82 and 83, Registered Plan No. 1390.

(9) That the 15 foot wide pedestrian walkway between Lots 96 and 97 be relocated westerly between Lots 95 and 96.

2. That Clause 1, Report No. 101, passed at the meeting of Council on September 25th 1972 be rescinded and By-Law No. 7489 "A By-Law to Authorize the Execution of a Subdivision Agreement with Glenarden Realties Limited (72.5 Acres More-or-Less Site West of Sir John A. Macdonald Boulevard and South of Counter Street)" be withdrawn.

3. That Clauses 2 and 4, Report No. 101, passed at the meeting of Council on September 25th 1972 be rescinded and By-Law No. 7490 "A By-Law to Authorize the Execution of a Site Plan Agreement with Glenarden Realties Limited (Subdivision - 72.5 Acre More-or-Less Site West of Sir John A. Macdonald Boulevard and South of Counter Street) and By-Law No. 7491 "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Establish R5 Residential Zone and Rezone 72.5 acre more-or-less Site West of Sir John A. Macdonald Boulevard and South of Counter Street from R1A to R2, R3 and R5 Residential)" be withdrawn.

Respectfully submitted,

CHAIRMAN.

CITY OF KINGSTON PLANNING
BOARD REPORT NO. 121
APPENDIX "A"

October 26, 1972.

---

1. Work Outside the Subdivision will include:

   Sewer in Old Quarry Rd.

   Walks on Westmorland Road extending to Glengarry Road. (one side only).

2. Work Inside the Subdivision will include:

   Deeding of a sewer easement in the vicinity of Lot 95 for connections to Indian Road and Old Quarry Road.

   Sidewalks on one side of all streets except the stub street lying between Lots 105 and 106 which shall have sidewalks on both sides.

   Fire hydrants shall be installed in locations satisfactory to the Public Utilities Commission and Kingston Fire Department.

Public Works Report No. 122

November 6, 1972

To the Mayor and Members of Council

Gentlemen:'

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

Ernie Hamilton - $370.00 - rental of backhoe
Riddle General Haulage - $387.00 - rental of truck for fall clean-up
Mills Office Suppliers Ltd - $385.53 - chairs and filing cabinets for City Yard offices
Evans Turf Farms Ltd - $429.30 - sod
S.M.I.Industries - $415.05 - Street Sweeper parts
W.B.Dalton & Sons (1971) Ltd - $366.07 - miscellaneous supplies
Kingston Battery Service - $323.40 - batteries
Glen Lawrence Const Co Ltd - $318.20 - 176 cy crushed stone

2. That extra work order #3 for Contract 72/11W with Taggart Construction Limited for construction of sewers in Area "C", Phase VI, Part 1, in the estimated amount of $2150.00, be authorized for the following work -

Relocation of existing watermain at the intersection of Mack St and Helen St due to space conflict with proposed sewer construction. Work to be carried out on a time and materials basis in accordance with Clause 26 of The General Conditions of the Contract.

Note - Contract provides $11,000.00 for extra work

3. That the Public Utilities Commission be reimbursed, in the amount of $381.94, for cold mix asphalt used to repair road cuts made prior to road construction on Princess St between Macdonnell and Albert St., Princess St between Barrie and Division St and Johnson St between Regent and Macdonnell St., and that the expenditure be charged to Public Works Account #313-70.

Further, that, in future when hot mix asphalt is not available, the City supply the Public Utilities Commission and Bell Canada at no charge, cold mix asphalt for use in filling the top three inches of their excavations which will eliminate the need to remove any backfill when permanent repairs are made by the Public Works Department.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No.123

November 8, 1972

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Public Utilities Commission - $1130.00 - installation of transformer tower and additional one phase to primary line at Lake Ontario Park
Smith Building Systems & Supply - $323.87 - two doors including installation for Cook Youth Centre
Keith Hay Electric - $1087.66 - electrical repairs to Confederation Park fountain - lowest quotation received
MacLachlan Lumber Co(Kingston) Ltd - $399.40 - miscellaneous lumber supplies
MacLachlan Lumber Co(Kingston) Ltd - $362.59 - miscellaneous lumber supplies
Spraymotor Ltd - $528.44 - two Jacobson Rotary Mowers, gasket kits, trimming blades - lowest tender received.
Tackaberry Heating Supplies Ltd - $850.50 - three Acme W/explosion motors, three automatic shutters for Golf Course- lowest quotation received
Warren Supply Co(1964) Ltd - $323.21 - miscellaneous plumbing supplies for golf course

Respectfully submitted,

Chairman

REPORT NO. 124

Kingston, Ontario,
November 9, 1972.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That a by-law be presented to Council to repeal By-Law No. 5721, "The Housing Standards By-Law", and give first reading to a by-law for prescribing standards for the maintenance and occupancy of property within the City; for prohibiting the use of such property that does not conform to the standards; for requiring property that does not conform to the standards to be repaired and maintained to comply to the standards or for the site to be cleared of all building, structures, debris or refuse and left in a graded condition; and for prohibiting the removal from any premises of any sign, notice or placard placed thereon in accordance with the by-law; pursuant to copy of the draft "Property Standards By-Law" attached to the official copy of the Minutes of Meeting No. 25 of the Fire, Legislation and Housing Committee held on November 9th, 1972.

   (Note: Copy of draft by-law distributed to all members of Council. It is noted there may be minor revisions in the administration chapter and no further readings will be given to the by-law until the Official Plan has been amended to refer to "Property Standards" rather than "Housing Standards.")

2. That a by-law be presented to Council to amend Section 36 of By-Law No. 1, "A By-Law to Regulate Council Procedures," to:

   (1) delete the requirement that second reading of by-laws shall always be in the Committee of the Whole; and

   (2) provide that any Member of Council may request that Council go into the Committee of the Whole to consider a particular by-law.

Respectfully submitted,

(CHAIRMAN)

REPORT NO.125

Kingston, Ontario,
October 23, 1972.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That:

(A) application be made to the Council of the Corporation of the City of Kingston in accordance with the provisions of The Expropriations Act for approval to expropriate land required for construction of the Chown Parking Garage, which land is designated as follows:

Part of Lot 9, Selma Subdivision,
north side of Brock Street, between Sydenham and Montreal Streets,
being 885.25 square feet in area;

(B) the Clerk-Comptroller be authorized to sign the Application for Approval to Expropriate Land (Form 1) dated November 13, 1972, on behalf of the Corporation of the City of Kingston;

(C) Application for Approval to Expropriate Land, dated November 13, 1972, from the Corporation of the City of Kingston, BE TABLED.

November 8, 1972.

2. That List of Accounts No. 8 dated August 31st, List of Accounts No. 9 dated September 30th, and List of Accounts No. 10 dated October 31st, 1972, in the amounts of $1,948,477.80, $1,165,337.31 and $1,280,113.87 respectively, for expenditures incurred under proper authorization, be confirmed.

Note: Copies of Lists distributed to all Members of Council.

3. That, as recommended by Smith and MacLennan, Architects, and the Parks, Recreation and Property Committee, the tender of T.A. Andre and Sons Limited for Restoration and Renovations to Kingston City Hall, in accordance with Drawings, Specifications and all Addenda prepared by Smith and MacLennan, Architects, in the revised amount of $1,917,465.00, be accepted; it being understood that the City will receive credit for any reduction made by the Federal Government in Federal Sales Tax on building materials that is applicable; further, that the 1973 Finance Committee be requested to recommend to Council whether the funds required for furnishings, equipment, the balance of relocation expenses, and additional construction costs should be provided for in the 1973 and 1974 current budgets, or included in the City Hall Renovations Debenture issue.

(Ald. Timmins opposed).

Notes:

(1) Original tenders received at noon on October 18th, 1972 were as follows:

3. (cont'd)

Notes (1) - continued

T.A. Andre and Sons Limited	$2,261,000.00
M. Sullivan and Son Limited	$2,267,000.00
Ball Brothers Limited	$2,348,000.00
James Kemp Construction Limited	$2,369,000.00

Adjusted Bulk Tenders determined by Architects after considering alternatives in the tender were as follows:

T.A. Andre and Sons Limited	$2,258,600.00
M. Sullivan and Son Limited	$2,265,928.00
Ball Brothers Limited	$2,348,500.00
James Kemp Construction Limited	$2,352,500.00

Revised Tender Price Calculation:

Adjusted Bulk Tender of lowest bidder, T.A. Andre and Sons Limited, as above	$2,258,600.00
Less proposed revisions dated Nov. 7th, 1972, to tender of lowest bidder, as negotiated by the architects with the full cooperation of the lowest bidder and confirmed by the Company under date of Nov. 8, 1972	- 341,135.00*
	$1,917,465.00

*Details distributed to all Members of Council.

(2) Amounts not provided in present Debenture By-Laws

Preliminary estimate of Furniture and Equipment	$ 105,767.00
Balance of Relocation Costs	41,000.00**
Additional Construction Costs	62,404.00
	$ 209,171.00

**$45,000.00 for current moving expenses paid from existing Debenture By-Laws totalling $2,091,807.00.

4. Whereas Council established a Site Plan Committee (Clause 4, Report No. 13, 1972) consisting of:

The Chief Building Inspector;
The Traffic and Streets and Parking Authority Administrator;
The Parks, Recreation and Property Administrator;
The Director of Planning and Urban Renewal; and
An Architect (appointed for a two year term);

And Whereas on April 10th, 1972 (Clause 9, Report No. 40), Mr. Andrew J. Connidis, M.R.A.I.C., was appointed to the Committee for a term ending December 31st, 1973;

That, as recommended by the St. Lawrence Valley Chapter, Ontario Association of Architects, Mr. Michael H. Ross of Marshall, Merrett, Stahl, Elliot & Mill, Architects, be appointed to the Site Plan Committee as an alternate for Mr. Connidis, so that the Committee may have the benefit of an architect's comments on occasions where there is a conflict of interest.

5. That the account of Hanson and Edgar Limited, Printers, in the amount of $840.84, for 30,000 printed payroll cheques with Employee's Statement, being the lowest quotation received, be approved for payment.

6. That, as requested by the Kingston Jaycees Inc., a donation of $400.00 towards the cost of producing the 1972 Santa Claus Parade, which is scheduled for Saturday, November 18th, 1972, be approved.

Note: There is provision for this donation in the 1972 current budget.

7. That the following resolution of the City of Sarnia be endorsed:

"WHEREAS Public Libraries have been advised that Provincial Grants for 1973 will be reduced to a uniform rate of 65 cents per capita;

AND WHEREAS the Draft Report of the Commission on Post-Secondary Education in Ontario recognizes the increasing educational role and cultural value of libraries, galleries and museums in the municipalities of the Province;

AND WHEREAS Public Libraries are available to their total community population with a variety of services from pre-natal classes to senior citizens' homes:

BE IT RESOLVED that the Provincial Government refrain from changing grants in 1973 and in the interim, endeavour to formulate a grant structure which will produce more realistic support towards the cost of operating modern public library systems."

8. That, as recommended by the Clerk-Comptroller, to provide funds for 42 man days spent on work on unpaved roads by employees laid off by the Parks Department and transferred to the Works Department under the provisions of the Local 109 Agreement, the following budget appropriation transfer be approved:

	Decrease	Increase
FINANCE COMMITTEE UNCLASSIFIED		
- Contingencies	$1,512.00	-
PUBLIC WORKS COMMITTEE UNPAVED ROADS	-	$1,512.00

9. That, as recommended by the Clerk-Comptroller and City Treasurer, the following budget appropriation transfers, based on estimated uncontrollable expenditures until the end of the year, be approved:

	Decrease	Increase
FINANCE COMMITTEE		
Personal Services	$ 7,000.	$ -
Office Supplies	-	3,000.
Telephone & Postage	-	5,500.
Travelling	-	500.
Mntce. Office Equipment	-	600.
Data Processing	241.	-
Rental of Machines	-	600.
Civic Receptions	1,000.	-

9. (cont'd)

	Decrease	Increase
Community Progress Comm.	$ 500.	$ -
Student Mayor	300.	-
Interest on Temporary Borrowing	-	4,000.
Tax Prepayment	447.	-
Contingencies	4,712.	-
	$ 14,200.00	$14,200.00

10. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS Sidewalks - New Const. - Mowat, Richard to Grange	$ -	$ 2,200.
Pavement Reconstruction - Ontario, Princess to Brock	-	2,097.
GENERAL RATE PROJECTS Sidewalks - New Const. - Bath Rd., Sir John A. Macdonald to Portsmouth	-	500.
LOCAL IMPROVEMENTS Sidewalks - New Const. - Weller Ave. Place from Division St. to Weller Ave., and Weller Ave. from Weller Ave. Place to 148.5' west of Wiley St. (increases appropriation to $22,750.)	4,797.	-
	$ 4,797.	$4,797.

- and -

B. authorize the construction of a 4.5' wide concrete school sidewalk on the south side of Weller Avenue Place from Division Street to Weller Avenue, and on the south side of Weller Avenue from Weller Avenue Place to 148.5' west of Wiley Street, at an estimated cost of $22,750.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

Corporation's Share	$17,282.13
Owners' Share	5,467.87
Amt. to be debentured	$22,750.00

NOTE: This work includes the Weller Avenue sidewalk recommended as part of the Parkhurst Subdivision Agreement. The previous by-law, No. 7494 (Clause 6, Report No. 106), authorizing construction to 80 feet west of Noble Street, will not be proceeded with.

(Ald. Keenleyside opposed).

11. That, as recommended by the Public Works Committee, the Province of Ontario be petitioned for interim payment on expenditures made on streets during the period from January 1st to September 30th, 1972, in the amount of $963,317.50.

12. That a special Caucus Meeting of City Council be held on Monday, 20th November 1972, at 7:00 P.M., in the Police Commission Board Room, to discuss the matter of garbage disposal and the acquisition of garbage disposal sites.

13. That the City's policy, that is, submission of formal application and payment of application fee, with respect to applications for zone changes under By-Laws 3077 and 3078 be re-affirmed; and that no action be taken on the request of Mr. J.B. Sampson that the former Holdcroft Quarry Site, known as the Division Street-Weller Avenue Project, be re-zoned from Industrial to Commercial, until an application is made in the prescribed form and referred to Planning Board and the City's Technical Committee.

14. That, as agreed to by the architects, Article 5 of the Agreement between the City and Smith and MacLennan dated November 12th, 1971, be amended to delete the additional fee of one-half of one per cent for the consulting services of Peter John Stokes, Restoration Architect, it being noted that the architects have agreed to absorb these costs.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 9 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 9 their second reading.

Ald. Matthews, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 4 to 9 their third reading.

(e) That By-Laws 4 to 18 be given their third reading.

(1) The Property Standards By-Law

(FIRST READING) (PROPOSED NO. 7514)
Clause 1, Report No. 124, 1972.

(2) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of The Highway Traffic Act"

(FIRST AND SECOND READINGS) (PROPOSED NO. 7515)
Clause 1, Report No. 120, 1972
- and -
Clause 6, Report No. 120, 1972.

(3) A By-Law to Authorize the Construction of A Concrete Sidewalk On the South Side of Weller Avenue Place From Division Street to Weller Avenue and On the South Side of Weller Avenue From Weller Avenue Place to 148.5 Feet West of Wiley Street Under the Provisions of Section 12 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 7516)
Clause 10B, Report No. 125, 1972.

(4) A By-Law to Authorize the Execution of An Agreement With Caribou Construction Inc. For the Construction of A Combined Sewer In King Street From Brock Street Southerly

(THREE READINGS) (PROPOSED NO. 7517)
Clause 3, Report No. 116, 1972.

(5) A By-Law to Authorize the Execution of An Agreement With Agnes Maule Machar Home Incorporated and Kristian Palda and Isabel Palda (Committee of Adjustment: Application No. 641 Consent to Conveyance)

(THREE READINGS) (PROPOSED NO. 7518)
Committee of Adjustment

(Note: This agreement provides that in accordance with Committee of Adjustment Decision dated October 5, 1972, the owner be permitted to convey the 0.15 acre parcel of land being part of Lots 42 and 43, Reg. Plan B-27 to the purchaser and that the existing structure shall be converted into a single family dwelling and that the building be used for a single family residence only.)

BY-LAWS (cont'd)

(6) A By-Law to Amend By-Law No. 4800, "A By-Law to Open a Closed Portion of Duff Street" (Amend Description)

(THREE READINGS) (PROPOSED NO. 7519)
Clause 2, Report No. 120, 1972.

(7) A By-Law to Authorize the Execution of An Agreement With T. A. Andre and Sons Limited (Restoration and Renovations To Kingston City Hall)

(THREE READINGS) (PROPOSED NO. 7520)
Clause 3, Report No. 125, 1972.

(8) A By-Law to Authorize the Execution of An Agreement With Smith and MacLennan, Architects, To Amend The Agreement Re: Preparations of Plans and Specifications For Renovations To the City Hall (Deletion of Fee For the Consulting Service of Peter John Stokes, Restoration Architect)

(THREE READINGS) (PROPOSED NO. 7521)
Clause 14, Report No. 125, 1972.

(9) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget For the City of Kingston (1972-1976)" (Revision No. 7)

(THREE READINGS) (PROPOSED NO. 7522)
Clause 10A, Report No. 125, 1972.

(10) A By-Law to Authorize the Construction of Certain Sidewalks Under the Provisions of Section 8 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7187)
Clause 4(C), Report No. 120, 1971)

(11) A By-Law to Authorize the Construction of Certain Concrete Sidewalks Under the Provisions of Section 8 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7194)
Clause 11(B), Report No. 120, 1972.

(12) A By-Law to Authorize Extensions and Improvements to the Water Distribution System of the City of Kingston In the Amount of $377,900

(THIRD READING) (PROPOSED NO. 7258)
Clause 4, Report No. 19, 1972

(13) A By-Law to Authorize the Execution of An Agreement With Mr. Hans Jaeger (Boulevard Paving: 28 Grange St)

(THIRD READING) (PROPOSED NO. 7443)
Clause 5, Report No. 76, 1972

(14) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of the Highway Traffic Act" (Clause 1, Report No. 113)

(THIRD READING) (PROPOSED NO. 7505)
Clause 1, Report No. 113, 1972.

(15) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For a Parking Meter Zone In Certain Streets or Portions Thereof and to Provide For the Installations, Regulations, Supervision and Constrol of Such Parking Meters" (Clause 1, Report No. 113)

(THIRD READING) (PROPOSED NO. 7506)
Clause 1, Report No. 113, 1972.

BY-LAWS (cont'd)

(16) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Wire Mesh Fence At 86 Nelson Street)

(THIRD READING) (PROPOSED NO. 7507)
Clause 1, Report No. 116, 1972.

(17) A By-Law to Authorize the Execution of An Agreement With the Kingston Community School (Wire Mesh Fence At 86 Nelson Street)

(THIRD READING) (PROPOSED NO. 7508)
Clause 1, Report No. 116, 1972.

(18) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited to Amend Contract 72-2W For Construction of Pavement In Lappan's Lane (Reduce Rock Quantities)

(THIRD READING) (PROPOSED NO. 7510)
Clause 2, Report No. 119, 1972.

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council Was Held in the Council Chamber, County Court House, on Monday, November 13, 1972, at 8:28 P.M., His Worship Mayor Swain Presiding.

Moved by Alderman Cook,
Seconded by Alderman Hagerman,

That Rule 7 be suspended to permit Council Meeting to commence at 8:28 p.m.

CARRIED

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald.Watts, Ald. Webb. (14)

PRESENTATION

Mayor Swain presented Association of Municipal Clerks and Treasurers of Ontario Certificate of Successful Completion of the Association's Training Course to:

Mrs. Catherine F. Edmonds

- and -

Mrs. Marion E. More

TABLING OF DOCUMENTS

(96) From The Children's Aid Society of the City of Kingston and County of Frontenac, submitting monthly statement showing actual expenditures to September 30, 1972.

(Note: Copies distributed to each Member of Council.)

(97) Copy of the *Fire Marshals Quarterly News* prepared by the Ministry of The Solicitor General, Division of Public Safety, Toronto.

(98) Minutes of Meetings of the Kingston Suburban Road Commission held on August 18th, October 20th and November 3rd, 1972.

(99) From the Victoria Order of Nurses, Eastern Lake Ontario Branch, copy of Nurses Report of Service, dated October 10, 1972.

(Note: Copies distributed to each Member of Council.)

(100) Copy of *Habitat* the official record of the inaugural Vincent Massey Awards Program for Excellence in the Urban Environment 1971.

(101) Copy of Report on the WUSC 1972 Peru Seminar prepared by Don MacDougall, 63 Mack Street, Kingston, Ontario.

MINUTES

Moved by Alderman Vosper,
Seconded by Alderman Watts,

That the Minutes of City Council meeting No. 21, held on October 23, 1972, be adopted as printed.

CARRIED

Council consented to the addition of Communications (436) to (443) for presentation to Council.

To Be Filed:

(424) From the Shannon family thanking the Members of Council for their expression of sympathy.

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(425) From Mr. R. M. Sinclair, Business Administration and Secretary-Treasurer, Frontenac County Board of Education, Kingston, acknowledging receipt of letter and resolution concerning the future use of the property owned by the Board of Education at Portsmouth Avenue just South of Johnson Street.

(426) From Mr. D. C. Trehearne, Assistant Director, Local Initiatives Program, Manpower and Immigration, Ottawa, stating:

> *"Your letter dated October 11, 1972, in which you discuss the Local Initiatives Program, has been passed to this office for attention.*
>
> *The Local Initiatives Program aims at creating additional employment by encouraging and enlisting the participation of Canadians in the initiation and implementation of new programs, projects and services at the community level.*
>
> *The Program is a federal response to the kinds of initiative originating with the sponsors of projects. Financial support is provided in the form of contributions by contract, to assist sponsors, whether private persons or groups, community organizations or municipalities, in carrying out projects consistent with the objectives of the Program.*
>
> *Assessment of all applications is involved, encompassing evaluation of a project's merits in relation to the criteria, to the objectives of the Program itself, and in relation to a variety of other factors.*
>
> *Through the processing of applications at regional offices throughout Canada, projects are considered in relation to the types of jobs to be created, and to the employment needs of the area in which the project will be implemented. The establishment of definite need for the facilities or services provided by the project is also evaluated and consultation with related organizations in the particular community is required in order to prevent duplication of effort.*
>
> *In addition, every project approved is the subject of a monitoring visit by officers of this department and of an audit carried out by officers of the Department of Supply and Services, to ensure that federal funds are being expended and that the sponsor's objectives are being met, consistent with the contract.*
>
> *Thank you for your interest in the Local Initiatives Program, and I trust the foregoing satisfactorily provides the information you require."*

(427) From Mrs. Irene Mooney, 371 Division Street, Kingston, submitting a copy of a list of the Cataraqui, Frontenac and St. Lawrence Wards Ratepayer Executive.

(428) From Gordon Carton, Q.C., Minister, The Minister of Transportation and Communications, Toronto, stating:

> *"This is in reply to your submission for approval of additional maintenance subsidy allotment for winter control during the period January 1st to April 30th, 1972. The request for additional funds has been under careful consideration by Government, but owing to Government-wide financial constraints, at this time, I do not have the required funds available within the Ministry to approve further subsidy.*
>
> *I recognize this advice will be a disappointment to your municipality but in the simplest terms, further funds are not available for distribution."*

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(429) From Mr. C. Saruyama, Supervisor, Planning Administration, Ontario Municipal Board, a copy of the Decision of the Board concerning an appeal by Mary Aleta Vallentogoed for an order directing an amendment to By-Law 3078 of the City of Kingston to permit lands comprising all of Lot 11, according to Registered Plan 1336, known municipally as 27 Baker Street as a convalescent and nursing home and stating that the appeal was dismissed.

To Be Referred to the Public Works Committee:

(430) From the Ontario Good Roads Association, St. Thomas, Ontario, requesting resolutions from the Members of Council for presentation and consideration at the 79th Anniversary Convention to be held at the Royal York Hotel, Toronto, February 26th, 27th and 28th, 1973, and also enclosing form for proposal of names for recognition of long service in the cause of good roads.

(431) From The Honourable Gordon Carton, Q.C., Minister of Transportation and Communications authorizing a supplementary subsidy allocation for 1972 in the amount of $75,000.00 for Construction. The total subsidy allocations for Construction and Maintenance are as follows:

	Construction	Maintenance	Total
Total of Subsidy Allocations:	$521,000.	$280,600.	$801,600.

To Be Referred to the Parks, Recreation and Property Committee:

(432) From Mr. A. Bowie, Secretary Treasurer, Public Utilities Commission, Kingston, notifying of the termination of the lease of the City under property on Place d'Armes for staff parking since the Commission's offices have been moved to Counter Street.

To Be Referred to the Public Works Committee and the Finance and Accounts Committee:

(433) From the City of London requesting that their following resolution be endorsed:

> *"Whereas the Ministry of Transportation and Communications of the Province of Ontario presently calculates subsidies due from the Ministry on a cash basis;*
>
> *And Whereas the accrual basis of calculation more accurately follows accounting practices of all municipalities;*
>
> *And Whereas all information is already compiled and available to make the calculation on an accrual basis;*
>
> *And Whereas this method results in more up to date subsidy returns from the Ministry;*
>
> *And Whereas the accrued basis would facilitate accountability;*
>
> *Be It Resolved:*
>
> *(i) That the ministry of Transportation and Communications of the Province of Ontario be petitioned to alter the method of calculation of subsidies receivable from a cash basis to an accrual basis."*

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board:

(434) From Mr. Gary R. Jacob, Slater, Swain, Jacob & MacPherson, Barristers and Solicitors, 172 Wellington Street, Kingston, stating:

"Further to our letter of November 3, Report No. 121 of The City of Kingston Planning Board appears to be based upon an incorrect premiss that the lands encompassed by the Proposed Plan of Subdivision extend to the South limit of Counter Street. This is not so, the North limit of the Proposed Plan of Subdivision includes part only of the Easement in favour of The Hydro Electric Power Commission of Ontario and includes 132 single family lots only. The lands designated Blocks A to E inclusive on the Plan prepared by David T. Humphries and dated October 26, 1972 are not part of the Proposed Plan. The Blocks are shown for reference purposes only.

Our client is in basic agreement with items (1), (7), (8), and (9) of the Report. The provision for installation of a sewer along the limit between Lots 95 and 96, then across Block D, and along Old Quarry Road is questioned. We would appreciate further information as to why this is necessary and what lands it will serve.

In that the Proposed Plan of Subdivision does not abut Counter Street, we suggest that the portion of item (2) of the Report designated 'FIRSTLY,' be omitted. We suggest that the question of access from Counter Street be dealt with at such time as a further Plan of Subidivison is presented. Our client is prepared to enter into a restrictive covenant that construction equipment, trucks, etc., will not use Counter Street for direct access to the Proposed Plan of Subdivision. We are prepared to grant a one foot reserve along the entire North limit of the Proposed Plan. That portion of item (2) designated 'SECONDLY' is acceptable.

Item (3) should be amplified to specify that Block E will be accepted in full satisfaction of the 5 per cent requirement under Section 33(5)(a) of the Planning Act for any development of the lands north of the Proposed Plan and South of Counter Street. We would prefer that there be no reference to Block E at this time in that depending upon the nature of the ultimate development of the lands north of the Proposed Plan, the City and or the Developer may decide that there is a more suitable park location. In the event that Block E must be allocated to park purposes at this time; we request that a separate agreement be entered into, the same to provide for relocation of the park site presently designated Block E, should the nature of future development so require.

The items designated (4), (5), and (6) are not acceptable. We suggest that Blocks A and B be purchased by the municipality at fair market value. In this regard value should be determined as if these lands were available for a single family residential subdivision.

Glenarden Realties Limited is prepared to convey Block C to the municipality for one dollar when it receives approval of a Plan of Subdivision of the lands to the North of the Proposed Plan. Please bear in mind that this is only so if the further plan of Subdivision is satisfactory to our client. Obviously the conveyance of Block C will form an integral part of the negotiations for Approval of Such a Plan of Subdivision.

Thank you for your assistance and co-operation."

Which Has Been Referred to the Finance and Accounts Committee:

(435) From Mr. D. L. Hardtman, Q.C., City Solicitor, stating:

"On Thursday, November 2, 1972, as arranged, I met with Mr.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Finance and Accounts Committee: (cont'd)

(435) (cont'd)

J. B. Sampson and with Mr. George Muirhead, Director of Planning and Urban Renewal for the City of Kingston, the topic under discussion being the above referred to property. My appreciation of the meeting was that it was exploratory in nature. This letter is an attempt to record the views expressed and the positions indicated by those present.

Mr. Sampson produced a plan designated as 'Division St. - Weller Ave. Project Conceptual Site Plan January 1971'. The plan legend shows the following proposed uses: Stadium; swimming pool complex; ice rink; curling; office; gas station; technical high school; motor hotel. The plan indicates it was prepared by Emel S. Erkan, B. Arch., A.R.I.B.A., Design Consultant. Mr. Sampson also referred to his letter to you under date of July 27, 1970 and it appears that the conceptual site plan is intended to set out the development described in that letter. It further seemed clear to me that Mr. Sampson regards the said letter as an application within the meaning of The Planning Act and that he does not accept the procedure put forward in your letter (also July 27, 1970) that he make a formal application for a zone change application being made as already stated.

I asked Mr. Sampson whether he would consider withdrawing his appeal to the Ontario Municipal Board in this matter so that any zone change application would not be clouded by the unresolved Official Plan and zone change matters currently before the Board. Mr. Sampson stated he was not prepared at this time to consider withdrawing these matters from the Ontario Municipal Board and reminded use that on another occasion the Board had held that a letter such as his letter of July 27, 1970 was sufficient to constitute an 'application' within the meaning of the Planning Act and thus to give the Board jurisdiction.

It was agreed that I would attempt to reduce to writing the substance of what took place at the meeting and this letter represents my best recollection of what was said."

To Be Filed:

(436) From Mr. Peter J. Radley, Barrister & Solicitor, 279 King St. East, Kingston, stating:

"I acknowledge receipt of your letter of November 8th requesting this office to confirm when the business will be discontinued.

I would advise that I have written to Mrs. Vallentgoed to secure an estimate from her of the time it will take to relocate the present old age pensioners residing at the home in other institutions.

Naturally, it is my client's intention to respect the decision of the O.M.B. and discontinue operation. We are merely discussing the period of time required to implement the decision."

To Be Referred to the Airport Committee:

(437) From Mr. D. A. Gordon, A.M.C.T., Clerk, Township of Kingston, notifying that the Township Council has by resolution approved of the awarding of the contract for construction of watermains to the Airport to Caribou Construction in the amount of $11,080.00 and that the Township's share of the cost is to be $4,005.00.

To Be Referred to the Housing Sub-Committee and the Fire, Legislation and Housing Committee:

(438) From the Canadian Association of Housing and Renewal Officials a Newsletter dated October 18, 1972, reporting on the C.A.H.R.O. Annual Conference in Saint John, N.B. held on September 10 to 13, 1972.

COMMUNICATIONS (cont'd)

To Be Referred to the Public Works Committee and the Finance and Accounts Committee:

(439) From Mr. C. S. Coffey, Clerk, Township of Pittsburgh, stating:

> *"Due to the Township's recent problem with the dumping of sewage sludge on a certain site in the Township of Pittsburgh and indications that other sites are being considered for the above-mentioned purpose, Council requested that I write the City of Kingston on what action the Council has taken to combat this situation.*
>
> *At a meeting of the municipal Council held last night Council passed a resolution which states in part - 'that Council advise the Kingston Frontenac L & A Health Unit Medical Officer Dr. Kelly that our Township will not allow the dumping of waste, solid or liquid without the consent of our Council. We write this letter because of present problems and rumoured anticipated problems and join Kingston Township and the County of Frontenac resolutions.'*
>
> *I am enclosing also an excerpt published in the Kingston Whig Standard on Monday Nov. 6, 1972. This bears out a statement made by your city engineer Mr. Donald M. Ross when he attended at a meeting with the Township Council on 1 Nov. 1972 and announced publically that the City of Kingston were considering the purchase of a site in the Township of Pittsburgh for the disposal of sewage sludge. To avoid any ill feelings I would recommend that City Council proceed along the lines as set out by the Township of Pittsburgh."*

To Be Referred to the Finance and Accounts Committee:

(440) From Bell Canada, 1050 Beaver Hall Hill, Montreal 128, Quebec, enclosing copies of two Applications which the Bell Canada has filed with the Telecommunication Committee of the Canadian Transport Commission seeking approval of increases in certain of its rates for Service, Equipment and Facilities in two steps.

Which Has Been Referred to the Finance and Accounts Committee:

(441) From the City of Sarnia requesting that their following resolution be endorsed:

> *"WHEREAS Public Libraries have been advised that Provincial Grants for 1973 will be reduced to a uniform rate of 65 cents per capita;*
>
> *AND WHEREAS the Draft Report of the Commission on Post-Secondary Education in Ontario recognizes the increasing educational role and cultural value of libraries, galleries and museums in the municipalities of the Province;*
>
> *AND WHEREAS Public Libraries are available to their total community population with a variety of services from pre-natal classes to senior citizens homes;*
>
> *BE IT RESOLVED that the Provincial Government refrain from changing grants in 1973 and in the interim, endeavour to formulate a grant structure which will produce more realistic support towards the cost of operating modern public library systems."*

To Be Filed:

(442) From the Public Utilities Commission, Kingston, concerning Bus Operations which will be distributed to the Members of Council.

(443) From the Ontario Municipal Association their Newsletter for November, 1972.

PETITIONS

A petition presented by Mrs. W. C. Cooke, 56 Strathcona Crescent, Kingston, was received, having 22 signatures, opposing the installation of street lighting on Strathcona Crescent from McMahon Avenue to McMichael Street at an estimated cost of $2,795.00, together with a copy of an objection received from Mrs.Marion Blacklock, Mrs. Catherine Evans and Mrs. Harriet Reitzel, 62 Strathcona Crescent, Kingston.

(Which Has Been Referred to the Traffic and Streets Committee.)

REPORTS

Alderman Keyes presented Report No. 120 of the Traffic and Streets Committee as follows.

Council consented to the addition of Clause 6 for presentation to Council.

Moved by Alderman Keyes, Seconded by Alderman Vosper, That Report No. 120 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 120

To the Mayor and Members of Council. Kingston, November 7, 1972.

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide that parking be prohibited on the west side of Van Order Drive between Norman Rogers Drive and MacPherson Avenue.

   (See By-Law 2: No. 7515) *CARRIED*

2. That Council be requested to apply to the Judge of the County of Frontenac to close the laneway running from Groom to Day Streets which lies between Division and Day Streets, as a petition containing the signatures of all abutting land owners requesting the closing has been received.

   (See By-Law 25: No. 7528) *CARRIED*

3. That a by-law be presented to Council to amend By-Law No. 4800 (A By-Law to Open a Closed Portion of Duff Street) by deleting the word "easterly" in the second line of Section 1 and substituting the word "westerly", as the word "easterly" was used in error.

   (See By-Law 6: No. 7519) *CARRIED*

4. That the account of the Public Utilities Commission in the amount of $1,490.21 for repairs to traffic light poles and fixtures at Bath Road and Sir John A. Macdonald Blvd. damaged by an accident on May 24, 1972, be approved for payment.

   CARRIED

5. That the account of Marine Industrial and Technical Sales Co. Ltd. in the amount of $2,896.92 for supplies and labour to place several thousand feet of thermo-plastic striping, be approved for payment.

   CARRIED

6. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide that parking be prohibited on Bagot Street on the west side from Ordnance Street 150 feet southerly.

   See By-Law 2: No. 7515) *CARRIED*

Respectfully submitted,

(signed) *K. Keyes* (CHAIRMAN)
G. Vosper
Earl Blaney
W. T. J. Cook
G. N. Speal

REPORTS (cont'd)

Alderman Speal presented Report No. 121 of the City of Kingston Planning Board as follows.

Moved by Alderman Speal, Seconded by Alderman Keyes, That Report No. 121 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 121

To the Mayor and Members of Council. Kingston, October 26, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS on September 14, 1972, the Board recommended to Council that approval be given to a proposed draft plan of subdivision for a 72.5 acre site west of Sir John A. Macdonald Boulevard and south of Counter Street as shown on a plan by Humphries & Burgham (P.B. 72-196) (Clause 1, Report No. 101); and,

WHEREAS the owner now requests approval only for his lands south of the H.E.P.C. easement and only for single family lots and has submitted a revised proposal as shown on a plan by Humphries & Burgham, dated October 26, 1972; and,

WHEREAS the revised plan has been considered by the Technical Planning Committee;

THEREFORE BE IT RESOLVED that it be recommended to the Minister of Economics & Intergovernmental Affairs that approval be given to the revised draft plan of subdivision by Humphries & Burgham, O.L.S. dated October 26, 1972, subject to the following conditions:

(1) The applicant enter into the standard City of Kingston subdivision agreement which shall include the requirements set out in Appendix "A".

(2) The Owner agrees that restrictive covenants in a form satisfactory to the City Solicitor shall be prepared, executed by the Owner and the City, and then registered at the Registry Office in the City of Kingston at the Owner's expense concurrently with the registration therein of the approved plan of subdivision (and prior to the registration of any deeds of transfer or any liens, mortgages or other charges).

The restrictive covenants shall provide as follows:

FIRSTLY

That no vehicular access shall be permitted along the southerly boundary of Counter Street along the entire width of the subdivision, it being noted that access will be allowed from Counter Street at a location satisfactory to the City in connection with final approval of that part of the plan adjacent to Counter Street.

SECONDLY

That no vehicular access shall be permitted from the lots along the westerly boundary of Sir John A. Macdonald Boulevard for the entire length of the subdivision with the exceptionof the following temporary accesses during construction period:

(a) Lot 124 to be constructed and maintained as a temporary road for construction trucks with access to Sir John A. Macdonald Blvd. and not to be built upon until 75 per cent of Lots 1 to 132 have been occupied by completed dwellings and to be closed when 80 per cent of the lots have been built upon.

REPORTS (cont'd)

Report No. 121 - City of Kingston Planning Board: (cont'd)

1. (2) (cont'd)

(b) Notwithstanding (a) if the Plan is developed in stages, when the southerly portion of the subdivision has been developed, Lot 118, shall be constructed and maintained as a temporary road for construction trucks with access to Sir. John A. Macdonald Boulevard and not to be built upon until 75% of the Lots 1 - 132 have been occupied by completed dwellings and to be closed when 80% of the lots have been built upon and Lot 124 may be built on.

(3) Deeding to the City of Blocks D and E (approximately 3.5 acres to meet the 5% requirements under Section 33 (5) (a) of the Planning Act, it being noted that only Block D is to be deeded prior to final approval of any part of the plan south of the H.E.P.C. right-of-way.

(4) Dedication of street widening (Block A) along the west limit of Sir John A. Macdonald Blvd.

(5) Deeding of street widening (Block B) along the west limit of Sir John A. Macdonald Blvd.

(6) Deeding of Block C for the widening if Counter Street (extended easterly to Sir John A. Macdonald Boulevard as shown in orange on the plan).

(7) That a 15 ft. wide pedestrian walkway be incorporated in the Plan between Westmorland Road and Street A between Lots 19 & 29 and 20 & 30.

(8) That a 20 ft. wide easement for a watermain be incorporated in the Plan between Lots 129 and 128 to connect to the existing easement between Lots 82 and 83, Registered Plan No. 1390.

(9) That the 15 foot wide pedestrian walkway between Lots 96 and 97 be relocated westerly between Lots 95 and 96.

2. That Clause 1, Report No. 101, passed at the meeting of Council on September 25th 1972 be rescinded and By-Law No. 7489, "A By-Law to Authorize the Execution of a Subdivision Agreement with Glenarden Realties Limited (72.5 Acres More-or-Less Site West of Sir John A. Macdonald Boulevard and South of Counter Street)" be withdrawn.

3. That Clauses 2 and 4, Report No. 101, passed at the meeting of Council on September 25th 1972 be rescinded and By-Law No. 7490, "A By-Law to Authorize the Execution of a Site Plan Agreement with Glenarden Realties Limited (Subdivision - 72.5 Acre More-or-Less Site West of Sir John A. Macdonald Boulevard and South of Counter Street) and By-Law No. 7491 "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas' (Establish R5 Residential Zone and Rezone 72.5 Acre more-or-less Site West of Sir John A. Macdonald Boulevard and South of Counter Street from R1A to R2, R3 and R5 Residential be withdrawn.

(See Following Motion of Referral)

Moved by Alderman Speal,
Seconded by Alderman Keyes,

That Clauses 1, 2 and 3 of Report No. 121 be referred to the Parks, Recreation and Property Committee and the City of Kingston Planning Board

CARRIED

REPORTS (cont'd)

Report No. 121 - City of Kingston Planning Board: (cont'd)

Respectfully submitted,

(signed) G. N. Speal (CHAIRMAN)
K. Keyes
E. V. Swain
G. Vosper

City of Kingston
Planning Board Report
No. 121 Appendix "A"

1. Work Outside the Subdivision will include:

Sewer in Old Quarry Rd.

Walks on Westmorland Road extending to Glengarry Road. (one side only).

2. Work Inside the Subdivision will include:

Deeding of a sewer easement in the vicinity of Lot 95 for connections to Indian Road and Old Quarry Road.

Sidewalks on one side of all streets except the stub street lying between Lots 105 and 106 which shall have sidewalks on both sides.

Fire hydrants shall be installed in locations satisfactory to the Public Utilities Commission and Kingston Fire Department.

Alderman Webb presented Report No. 122 of the Public Works Committee as follows.

Council consented to the addition of Clause 4 for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Blaney, That Report No. 122 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 122

To the Mayor and Members of Council. Kingston, November 6, 1972.

The Public Works Committee reports and recommends as follows:

1. That the following accounts be paid:

Ernie Hamilton - $370.00 - rental of backhoe.
Riddle General Haulage - $387.00 - rental of truck for fall clean-up.
Mills Office Suppliers Ltd. - $385.53 - chairs and filing cabinets for City Yard offices.
Evans Turf Farms Ltd. - $429.30 - sod.
S.M.I. Industries - $415.05 - Street Sweeper parts.
W. B. Dalton & Sons (1971) Ltd. - $366.07 - miscellaneous supplies.
Kingston Battery Service - $323.40 - batteries.
Glen Lawrence Const. Co. Ltd. - $318.20 - 176 cy crushed stone.

CARRIED

2. That extra work order #3 for Contract 72/11W with Taggart Construction Limited for construction of sewers in Area "C", Phase VI, Part 1, in the estimated amount of $2,150.00, be authorized for the following work:

Relocation of existing watermain at the intersection of Mack St. and Helen St. due to space conflict with proposed sewer construction. Work to be carried out on a time and materials basis in accordance with Clause 26 of The General Conditions of the Contract.

Note: Contract provides $11,000.00 for extra work.

CARRIED

REPORTS (cont'd)

Report No. 122 - Public Works Committee: (cont'd)

3. That the Public Utilities Commission be reimbursed, in the amount of $381.94, for cold mix asphalt used to repair road cuts made prior to road construction on Princess St. between Macdonnell and Albert St., Princess St. between Barrie and Division St. and Johnson St. between Regent and Macdonnell St., and that the expenditure be charged to Public Works Account #313-70.

Further, that, in future when hot mix asphalt is not available, the City supply the Public Utilities Commission and Bell Canada at no charge, cold mix asphalt for use in filling the top three inches of their excavations which will eliminate the need to remove any backfill when permanent repairs are made by the Public Works Department.

CARRIED

4. That a by-law be presented to Council to authorize the execution of an Agreement with Mr. John B. Sampson for the lease of the property known as the Division St. Quarry for the disposal of snow during the 1972/73 winter season under the same terms and conditions as last year and that, as requested by the Owner, the following additional conditions be included in the new lease:

(a) The City will at its own expense erect a snow fence across the entrance to the Quarry when snow dumping operations cease.

(b) The only persons to be permitted on the property under the lease will be employees of the City of Kingston or persons under contract to the City of Kingston.

(See By-Law 20: No. 7524) *CARRIED*

Respectfully submitted,

(signed) *G. L. Webb* (CHAIRMAN)
E. Blaney
T. A. Hagerman
J. Lorne McDougall
E. Watts

Alderman Brightman presented Report No. 123 of the Parks, Recreation and Property Committee as follows.

Moved by Alderman Brightman, Seconded by Alderman Hagerman, That Report No. 123 of the Parks, Recreation and Property Committee be received and adopted.

REPORT NO. 123

To the Mayor and Members of Council. Kingston, November 8, 1972.

The Committee on Parks, Recreation and Property reports and recommends as follows:

1. That the following accounts be paid:

Public Utilities Commission - $1,130.00 - installation of transformer tower and additional one phase to primary line at Lake Ontario Park.
Smith Building Systems & Supply - $323.87 - two doors including installation for Cook Youth Centre.
Keith Hay Electric - $1,087.66 - electrical repairs to Confederation Park fountain - lowest quotation received.
MacLachlan Lumber Co. (Kingston) Ltd. - $399.40 - miscellaneous lumber supplies.
MacLachlan Lumber Co. (Kingston) Ltd. - $362.59 - miscellaneous lumber supplies.
Spraymotor Ltd. - $528.44 - two Jacobson Rotary Mowers, gasket kits, trimming blades - lowest tender received.
Tackaberry Heating Supplies Ltd. - $850.50 - three Acme W/explosion motors, three automatic shutters for Golf Course - lowest quotation received.

REPORTS (cont'd)

Report No. 123 - Parks, Recreation and Property Committee: (cont'd)

1. (cont'd)

Warren Supply Co. (1964) Ltd. - $323.21 - miscellaneous plumbing supplies for golf course.

CARRIED

Respectfully submitted,

(signed) *V. C.Brightman* (VICE-CHAIRMAN)
T. A. Hagerman
G. N. Speal
G. W. Vosper

Alderman Travers presented Report No. 124 of the Fire, Legislation and Housing Committee as follows.

Moved by Alderman Travers, Seconded by Alderman Matthews, That Report No. 124 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 124

To the Mayor and Members of Council. Kingston, November 9, 1972.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That a by-law be presented to Council to repeal By-Law No. 5721, "The Housing Standards By-Law" , and give first reading to a by-law for prescribing standards for the maintenance and occupancy of property within the City; for prohibiting the use of such property that does not conform to the standards; for requiring property that does not conform to the standards to be repaired and maintained to comply to the standards or for the site to be cleared of all building, structures, debris or refuse and left in a graded condition; and for prohibiting the removal from any premises of any sign, notice or placard placed thereon in accordance with the by-law; pursuant to copy of the draft "Property Standards By-Law" attached to the official copy of the Minutes of Meeting No. 25 of the Fire, Legislation and Housing Committee held on November 9th, 1972.

(Note: Copy of draft by-law distributed to all members of Council. It is noted there may be minor revisions in the administration chapter and no further readings will be given to the by-law until the Official Plan has been amended to refer to 'Property Standards' rather than 'Housing Standards.')

(See By-Law 1: No. 7514) *CARRIED*

2. That a by-law be presented to Council to amend Section 36 of By-Law No. 1, "A By-Law to Regulate Council Procedures", to:

   (1) delete the requirement that second reading of by-laws shall always be in the Committee of the Whole; and

   (2) provide that any Member of Council may request that Council go into the Commitee of the Whole to consider a particular by-law.

CARRIED 9:5
(Ald. Blaney, Ald. McDougall, Ald. Webb and Mayor Swain opposed.)

REPORTS (cont'd)

Report No. 124 - Fire, Legislation and Housing Committee: (cont'd)

Respectfully submitted,

(signed) D. J. Travers (CHAIRMAN)
K. W. Matthews
W. T. J. Cook
T. A. Hagerman
E. Watts

Alderman Webb presented Report No. 125 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clauses 17, 18, 19 as amended and Clause 20 which was read, for presentation to Council and that Clauses 15 and 16 be not presented.

Moved by Alderman Webb, Seconded by Alderman Travers, That Report No. 125 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 125

To the Mayor and Members of Council. Kingston, October 23, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That:

(A) application be made to the Council of the Corporation of the City of Kingston in accordance with the provisions of The Expropriations Act for approval to expropriate land required for construction of the Chown Parking Garage, which land is designated as follows:

Part of Lot 9, Selma Subdivision, north side
of Brock Street, between Sydenham and Montreal
Streets, being 885.25 square feet in area;

(B) the Clerk-Comptroller be authorized to sign the Application for Approval to Expropriate Land (Form 1) dated November 13, 1972, on behalf of the Corporation of the City of Kingston;

(C) Application for Approval to Expropriate Land, dated November 13, 1972, from the Corporation of the City of Kingston, BE TABLED.

CARRIED
November 8, 1972.

2. That List of Accounts No. 8 dated August 31st, List of Accounts No. 9 dated September 30th, and List of Accounts No. 10 dated October 31st, 1972, in the amounts of $1,948,477.80, $1,165,337.31 and $1,280,113.87 respectively, for expenditures incurred under proper authorization, be confirmed.

Note: Copies of Lists distributed to all Members of Council.

CARRIED

3. That, as recommended by Smith and MacLennan, Architects, and the Parks, Recreation and Property Committee, the tender of T. A. Andre and Sons Limited for Restoration and Renovations to Kingston City Hall, in accordance with Drawings, Specifications and all Addenda prepared by Smith and MacLennan, Architects, in the revised amount of* $1,917,465.00, be accepted; it being understood that the City will receive credit for any reduction made by the Federal Government in Federal Sales Tax on building materials that is applicable; further, that the 1973 Finance Committee be requested to recommend to Council whether the funds required for furnishings, equipment, the balance of relocation expense, and

*See further revision to $1,932,305.00, Page 547.

REPORTS (cont'd)

Report No. 125 - Finance and Accounts Committee: (cont'd)

3. (cont'd)

additional construction costs should be provided for in the 1973 and 1974 current budgets, or included in the City Hall Renovations Debenture issue.

Notes:

(1) Original tenders received at noon on October 18th, 1972 were as follows:

T. A. Andre and Sons Limited	$2,261,000.00
M. Sullivan and Son Limited	$2,267,000.00
Ball Brothers Limited	$2,348,000.00
James Kemp Construction Limited	$2,369,000.00

Adjusted Bulk Tenders determined by Architects after considering alternatives in the tender were as follows:

T. A. Andre and Sons Limited	$2,258,600.00
M. Sullivan and Son Limited	$2,265,928.00
Ball Brothers Limited	$2,348,500.00
James Kemp Construction Limited	$2,352,500.00

Revised Tender Price Calculation:

Adjusted Bulk Tender of lowest bidder, T.A. Andre and Sons Limited, as above	$2,258,600.00
Less proposed revisions dated Nov. 7th, 1972, to tender of lowest bidder, as negotiated by the architects with the full cooperation of the lowest bidder and confirmed by the Company under date of Nov. 8, 1972	- 341,135.00*
	$1,917,465.00

*Details distributed to all Members of Council.

(2) Amounts not provided in present Debenture By-Laws

Preliminary estimated of Furniture and Equipment	$ 105,767.00
Balance of Relocation Costs	41,000.00**
Additional Construction Costs	62,404.00
	209,171.00
	16,240.00
	$225,411.00 - Revised Total

**$45,000.00 for current moving expenses paid from existing Debenture By-Laws totalling $2,091,807.00.

Note:

Add Sprinklers	$14,000.
Add 6% Contractors Overhead Profit	840.
Add Increase in Architects Fee	1,400.
	$16,240.

(See By-Law 7: No. 7520) *CARRIED AS AMENDED 12:2*

(See Following Motion of Amendment.)

Moved by Alderman Vosper,
Seconded by Alderman Watts,

That the sprinklers deleted from the contract for the renovation of City Hall be reinstated and the contract figure be revised by $14,000.00.

CARRIED 9:5

Note: The revised amount as amended will now be:

$1,917,465.00	
14,000.00	add sprinkler
840.00	add overhead and profit at 6%
$1,932,305.00	

REPORTS (cont'd)

Report No. 125 - Finance and Accounts Committee: (cont'd)

4. Whereas Council established a Site Plan Committee (Clause 4, Report No. 13, 1972) consisting of:

   The Chief Building Inspector;
   The Traffic and Streets and Parking Authority Administrator;
   The Parks, Recreation and Property Administrator;
   The Director of Planning and Urban Renewal; and
   An Architect (appointed for a two year term);

   And Whereas on April 10th, 1972 (Clause 9, Report No. 40), Mr. Andrew J. Connidis, M.R.A.I.C., was appointed to the Committee for a term ending December 31st, 1973;

   That, as recommended by the St. Lawrence Valley Chapter, Ontario Association of Architects, Mr. Michael H. Ross of Marshall, Merrett, Stahl, Elliot & Mill, Architects, be appointed to the Site Plan Committee as an alternative for Mr.Connidis, so that the Committee may have the benefit of an architect's comments on occasions where there is a conflict of interest.

CARRIED

5. That the account of Hanson and Edgar Limited, Printers, in the amount of $840.84, for 30,000 printed payroll cheques with Employee's Statement, being the lowest quotation received, be approved for payment.

CARRIED

6. That, as requested by the Kingston Jaycees Inc., a donation of $400.00 towards the cost of producing the 1972 Santa Claus Parade, which is scheduled for Saturday, November 18th, 1972, be approved.

   Note: There is provision for this donation in the 1972 current budget.

CARRIED

7. That the following resolution of the City of Sarnia be endorsed:

   "WHEREAS Public Libraries have been advised that Provincial Grants for 1973 will be reduced to a uniform rate of 65 cents per capita;

   AND WHEREAS the Draft Report of the Commission on Post-Secondary Education in Ontario recognizes the increasing educational role and cultural value of libraries, galleries and museums in the municipalities of the Province;

   AND WHEREAS Public Libraries are available to their total community population with a variety of services from pre-natal classes to senior citizens' homes:

   BE IT RESOLVED that the Provincial Government refrain from changing grants in 1973 and in the interim, endeavour to formulate a grant structure which will produce more realistic support towards the cost of operating modern public library systems."

CARRIED

8. That, as recommended by the Clerk-Comptroller, to provide funds for 42 man days spent on work on unpaved roads by employees laid off by the Parks Department and transferred to the Works Department under the provisions of the Local 109 Agreement, the following budget appropriation transfer be approved:

	Decrease	Increase
FINANCE COMMITTEE UNCLASSIFIED -Contingencies	$1,512.00	-
PUBLIC WORKS COMMITTEE UNPAVED ROADS	-	$1,512.00

CARRIED

REPORTS (cont'd)

Report No. 125 - Finance and Accounts Committee: (cont'd)

9. That, as recommended by the Clerk-Comptroller and City Treasurer, the following budget appropriation transfers, based on estimated uncontrollable expenditures until the end of the year, be approved:

	Decrease	Increase
FINANCE COMMITTEE		
Personal Services	$7,000.	$ -
Office Supplies	-	3,000.
Telephone & Postage	-	5,500.
Travelling	-	500.
Mntce. Office Equipment	-	600.
Data Processing	241.	-
Rental of Machines	-	600.
Civic Receptions	1,000.	-
Community Progress Comm.	500.	-
Student Mayor	300.	-
Interest on Temporary Borrowing	-	4,000.
Tax Prepayment	447.	-
Contingencies	4,712.	-
	$14,200.00	$14,200.00

CARRIED

10. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

A. amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
LOCAL IMPROVEMENTS		
Sidewalks - New Const.		
- Mowat, Richard to Grange	$ -	$ 2,200.
Pavement Reconstruction		
- Ontario, Princess to Brock	-	2,097.
GENERAL RATE PROJECTS		
Sidewalks - New Const.		
- Bath Rd., Sir John A. Macdonald to Portsmouth	-	500.
LOCAL IMPROVEMENTS		
Sidewalks - New Const.		
- Weller Ave. Place from Division St. to Weller Ave., and Weller Ave. from Weller Ave. Place to 148.5' west of Wiley St. (increases appropriation to $22,750.)	$ 4,797.	-
	$ 4,797.	$ 4,797.

(See By-Law 9: No. 7522)

- and -

B. authorize the construction of a 4.5' wide concrete school sidewalk on the south side of Weller Avenue Place from Division Street to Weller Avenue, and on the south side of Weller Avenue from Weller Avenue Place to 148.5' west of Wiley Street, at an estimated cost of $22,750.00, under the provisions of Section 12 of The Local Improvement Act, as follows:

REPORTS (cont'd)

Report No. 125 - Finance and Accounts Committee: (cont'd)

10. (cont'd)

B. (cont'd)

Corporation's Share	$17,282.13
Owners' Share	5,467.87
Amt. to be debentured	$22,750.00

NOTE: This work includes the Weller Avenue sidewalk recommended as part of the Parkhurst Subdivision Agreement. The previous by-law No. 7497 (Clause 6, Report No. 106), authorizing construction to 80 feet west of Noble Street, will not be proceeded with.

(See By-Law 3: No. 7516) *CARRIED*

11. That, as recommended by the Public Works Committee, the Province of Ontario be petitioned for interim payment on expenditures made on streets during the period from January 1st to September 30th, 1972, in the amount of $963,317.50.

CARRIED

12. That a special Caucus Meeting of City Council be held on Monday, 20th November, 1972, at 7:00 P.M., in the Police Commission Board Room, to discuss the matter of garbage disposal and the acquisition of garbage disposal sites.

CARRIED

13. That the City's policy, that is, submission of formal application and payment of application fee, with respect to applications for zone changes under By-Laws 3077 and 3078 be re-affirmed; and that no action be taken on the request of Mr. J. B. Sampson that the former Holdcroft Quarry Site, known as the Divsiion Street-Weller Avenue Project, be re-zoned from Industrial to Commercial, until an application is made in the prescribed form and referred to Planning Board and the City's Technical Committee.

CARRIED

14. That, as agreed to by the architects, Article 5 of the Agreement between the City and Smith and MacLennan dated November 12th, 1971, be amended to delete the additional fee of one-half of one per cent for the consulting services of Peter John Stokes, Restoration Architect, it being noted that the architects have agreed to absorb these costs.

(See By-Law 8: No. 7521) *CARRIED*

15. That the second meeting of City Council in December, 1972, be held on Wednesday, December 27th.

NOT PRESENTED

16. That, as recommended by the Parks, Recreation and Property Committee, as requested by Mr. Peter Scott, Chairman of the newly formed West Kingston Boys and Girls Club, a grant in the amount of $450.00 to help the organization get started and into operation, be approved; and that funds be transferred from "Finance - Contingencies."

NOT PRESENTED

17. That, as recommended by the Traffic and Streets Committee, a by-law be presented to Council to provide for an interconnected signal system at an estimated cost of $30,000.00, as provided for in the 1972 Capital Budget.

(See By-Law 22: No. 7525) *CARRIED*

REPORTS (cont'd)

Report No. 125 - Finance and Accounts Committee: (cont'd)

18. That, as recommended by the Traffic and Streets Committee, a by-law be presented to Council to provide for improvements to the following major roads:

Brock Street; Johnson Street; Palace Road;
and Sir John A. Macdonald Boulevard;

at an estimated cost of $60,000.00, as provided for in the 1972 Capital Budget.

(See By-Law 23: No. 7526) *CARRIED*

19. That, as recommended by the Traffic and Streets Committee, a by-law be presented to Council to:

(A) authorize the widening of Division Street, east side, from Brock Street northerly; subject to the approval of the Parks, Recreation and Property Committee to removal of the tree in the block; and *(Ald. Cook, Ald. Matthews and Ald. Travers opposed.)*

(B) Queen Street, south side, from Barrie Street easterly; at an estimated cost of $10,000.00, as provided for in the 1972 Capital Budget.

(See By-Law 24: No. 7527) *CARRIED*

20. That, as recommended by the Parks, Recreation and Property Committee, the appropriation for the demolition of the East and South wall of the Former Notre Dame Convent Property be increased from $1,200. to $2,150 by the transfer from "Contingencies" and that the quotation of N. J. Pollitt Limited in the net amount of $2,150. be accepted for the demolition and the removal of the walls in accordance with the City's tender specifications, it being understood that the quotation included insurance coverage and that the work will be carried out under the supervision of the Parks, Recreation and Property Administrator.

CARRIED

Respectfully submitted,

(signed) *E. V. Swain* (CHAIRMAN)
G. L. Webb
K. Keyes
D. G. Timmins
D. J. Travers

Council consented to the addition of Report No. 126 of the Airport Committee as follows.

Moved by Alderman Vosper, Seconded by Alderman Speal, That Report No. 126 of the Airport Committee be received and adopted clause by clause.

REPORT NO. 126

To the Mayor and Members of Council. Kingston, November 13, 1972.

The Airport Committee reports and recommends as follows:

1. That an agreement be entered into with Moffatt Construction and Materials Limited, 77 Danforth Avenue, Ottawa, Ontario, to provide that in consideration of the payment of $1.00 the City of Kingston will permit the company to dump stumps, waste earth and rock from the new road being constructed along the airport property at designated places on the airport property, it being understood that:

REPORTS (cont'd)

Report No. 126 - Airport Committee: (cont'd)

1. (cont'd)

(1) The Company will cover the material with clean fill to the satisfaction of the Airport Committee.

(2) The Company will save the City harmless from all claims arising out of this agreement.

(3) The Company will file with the City a performance bond in a form satisfactory to the City Solicitor.

(See By-Law 19: No. 7523) *CARRIED* *(Ald. Hagerman opposed.)*

2. That the completion date of December 1, 1972, in the contract with Bennett Paving and Materials Ltd. be extended an additional 19 days because construction work could not be carried on during the said number of days because of adverse weather, it being understood that the contract will be substantially completed by December 20, 1972, with the runways, taxiways and lighting being in a satisfactory operational condition and further that work which is not completed in time to have funds allocated by the Federal Government will be deferred until these funds have been allocated.

(See By-Law 26: No. 7529) *CARRIED*

Respectfully submitted,

(signed) *G. W. Vosper* (CHAIRMAN)
E. V. Swain
D. J. Travers
G. N. Speal

UNFINISHED BUSINESS

Alderman Timmins reported that there had been an excellent turnout for the opening of the Kingston Day Care Centre on Montreal Street. The Honourable Mr. Brunelle had complimented the City on the excellent job of renovations that had been done. Kingston was the first Centre to proceed with renovations rather than a new building. The Minister had said that there was an air of warmth about the building that was lacking in the newer centres.

Mayor Swain understood that the Public Utilities Commission were holding an Official Opening of their new office building on Counter Street on November 15, 1972, at 3:00 p.m. All Members of Council were invited.

Mayor Swain said that on Thursday, November 16, 1972, the Department of Treasury, Economics and Intergovernmental Affairs was sponsoring a session at Dupius Hall to obtain local comments on their brochure. Copies of this report are available at 86 Clarence Street. Members of Council should attend this session to present their views on the type of development that they wished to see.

Mayor Swain referred to Document (101) on the Council Agenda, Mr. MacDougall was to be complimented on submitting a report on his trip to Peru which had been financed in part by the City.

In response to a question from Alderman Webb, Mayor Swain said that he would look into the incident of dismissal of the case against two young men who had broken into the City Hall.

BY-LAWS

Council consented to the addition of By-Laws (19) to (26) for presentation to Council.

(a) Moved by Alderman Keyes,
Seconded by Alderman Matthews,

That By-Laws 1 to 9, plus 19 and 20 and 22 to 26, receive their first reading.

CARRIED

(b) Moved by Alderman McDougall,
Seconded by Alderman Speal,

That Council resolve itself into a Committee of the Whole to give By-Laws 2 to 9, plus 19 and 20 and 22 to 26, their second reading.

Ald. Matthews, Chairman.

CARRIED

(c) Moved by Alderman Timmins,
Seconded by Alderman Travers,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Alderman Matthews reported that By-Laws 2 to 9, plus 19 and 20 and 22 to 26 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Alderman Vosper,
Seconded by Alderman Watts,

That Rule 35 be suspended for the purpose of giving By-Laws 4 to 9, plus 19 and 26 their third reading.

CARRIED

(f) Moved by Alderman Webb,
Seconded by Alderman Blaney,

That By-Laws 4 to 18, plus 19, 21 and 26 be given their third reading.

CARRIED

(1) The Property Standards By-Law

(FIRST READING) (PROPOSED NO. 7514)
Clause 1, Report No. 124, 1972

FIRST READING - CARRIED 14:0

(2) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of The Highway Traffic Act"

(FIRST AND SECOND READINGS) (PROPOSED NO. 7515)
Clause 1, Report No. 120, 1972
- and -
Clause 6, Report No. 120, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

BY-LAWS (cont'd)

(3) A By-Law to Authorize the Construction of a Concrete Sidewalk On the South Side of Weller Avenue Place From Division Street to Weller Avenue and On the South Side of Weller Avenue From Weller Avenue Place to 148.5 Feet West of Wiley Street Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7516)
Clause 10B, Report No. 125, 1972.

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(4) A By-Law to Authorize the Execution of An Agreement With Caribou Construction Inc. For the Construction of a Combined Sewer In King Street From Brock Street Southerly

(THREE READINGS) (PROPOSED NO. 7517)
Clause 3, Report No. 116, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(5) A By-Law to Authorize the Execution of An Agreement With Agnes Maule Machar Home Incorporated and Kristian Palada and Isabel Palda (Committee of Adjustment: Application No. 641 Consent to Conveyance)

(THREE READINGS) (PROPOSED NO. 7518)
Committee of Adjustment

(Note: This agreement provides that in accordance with Committee of Adjustment Decision dated October 5, 1972, the owner be permitted to convey the 0.15 acre parcel of land being part of Lots 42 and 43, Reg. Plan B-27 to the purchaser and that the existing structure shall be converted into a single family dwelling and that the building be used for a single family residence only.)

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(6) A By-Law to Amend By-Law No. 4800, "A By-Law to Open a Closed Portion of Duff Street" (Amend Description)

(THREE READINGS) (PROPOSED NO. 7519)
Clause 2, Report No. 120, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(7) A By-Law to Authorize the Execution of An Agreement With T. A. Andre and Sons Limited (Restoration and Renovations to Kingston City Hall)

(THREE READINGS) (PROPOSED NO. 7520)
Clause 3, Report No. 125, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(8) A By-Law to Authorize the Execution of An Agreement With Smith and MacLennan, Architects, To Amend The Agreement Re: Preparations of Plans and Specifications For Renovations To the City Hall (Deletion of Fee For the Consulting Service of Peter John Stokes, Restoration Architect)

(THREE READINGS) (PROPOSED NO. 7521)
Clause 14, Report No. 125, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(9) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget For the City of Kingston (1972-1976)" (Revision No. 7)

(THREE READINGS) (PROPOSED NO. 7522)
Clause 10A, Report No. 125, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(10) A By-Law to Authorize the Construction of Certain Sidewalks Under the Provisions of Section 8 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7187)
Clause 4(C), Report No. 120, 1971

THIRD READING - CARRIED 14:0

(11) A By-Law to Authorize the Construction of Certain Concrete Sidewalks Under the Provisions of Section 8 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7194)
Clause 11(B), Report No. 120, 1972

THIRD READING - CARRIED 14:0

(12) A By-Law to Authorize Extensions and Improvements to the Water Distribution System of the City of Kingston In the Amount of $377,900

(THIRD READING) (PROPOSED NO. 7258)
Clause 4, Report No. 19, 1972

THIRD READING - CARRIED 14:0

(13) A By-Law to Authorize the Execution of An Agreement With Mr. Hans Jaeger (Boulevard Paving: 28 Grange St.)

(THIRD READING) (PROPOSED NO. 7443)
Clause 5, Report No. 76, 1972

THIRD READING - CARRIED 14:0

(14) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of the Highway Traffic Act" (Clause 1, Report No. 113)

(THIRD READING) (PROPOSED NO. 7505)
Clause 1, Report No. 113, 1972

THIRD READING - CARRIED 14:0

(15) A By-Law to Amend By-Law No. 495,"A By-Law to Provide For a Parking Meter Zone In Certain Streets or Portions Thereof and to Provide For the Installations, Regulations, Supervision and Control of Such Parking Meters" (Clause 1, Report No. 113)

(THIRD READING) (PROPOSED NO. 7506)
Clause 1, Report No. 113, 1972

THIRD READING - CARRIED 14:0

(16) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Wire Mesh Fence At 86 Nelson Street)

(THIRD READING) (PROPOSED NO. 7507)
Clause 1, Report No. 116, 1972

THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(17) A By-Law to Authorize the Execution of An Agreement With the Kingston Community School (Wire Mesh Fence At 86 Nelson Street)

(THIRD READING) (PROPOSED NO. 7508)
Clause 1, Report No. 116, 1972

THIRD READING - CARRIED 14:0

(18) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited to Amend Contract 72-2W For Construction of Pavement In Lappan's Lane (Reduce Rock Quantities)

(THIRD READING) (PROPOSED NO. 7510)
Clause 2, Report No. 119, 1972

THIRD READING - CARRIED 14:0

(19) A By-Law to Authorize the Execution of An Agreement With Moffatt Construction and Materials Limited Concerning the Placing of Fill At the Airport

(THREE READINGS) (PROPOSED NO. 7523)
Clause 1, Report No. 126, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

(20) A By-Law to Authorize the Execution of An Agreement With John Burke Sampson (Lease: "Division Street Quarry" For a Snow Dumping Site - November 15th, 1972 to May 1st, 1973

(FIRST AND SECOND READINGS) (PROPOSED NO. 7524)
Clause 4, Report No. 122, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(21) A By-Law to Authorize the Execution of An Agreement With Queen's University and Kingston General Hospital to Permit Construction of An Underground Pedestrian Tunnel Beneath Stuart Street From the Lower Campus Parking Garage to The Health Sciences Centre

(THIRD READING) (PROPOSED NO. 7481)
Clause 7, Report No. 97,1972

THIRD READING - CARRIED 14:0

(22) A By-Law to Authorize the Erection of Poles, Wires and Other Accessory Equipment For the Purpose of Transmitting Electrical Impulses

(FIRST AND SECOND READINGS) (PROPOSED NO. 7525)
Clause 17, Report No. 125, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(23) A By-Law to Authorize the Construction of Improvements to Brock Street, Johnson Street, Palace Road and Sir John A. Macdonald Boulevard

(FIRST AND SECOND READINGS) (PROPOSED NO. 7526)
Clause 18, Report No. 125, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(24) A By-Law to Authorize the Widening of Portions of Division Street and Queen Street

(FIRST AND SECOND READINGS) (PROPOSED NO. 7527)
Clause 19, Report No. 125, 1972

Note: Widening Division St. is subject to Concurrence of Parks, Recreation and Property to removal of a tree.

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

BY-LAWS (cont'd)

(25) A By-Law to Authorize An Application to the Judge of the County of Frontenac to Close a Laneway Running From Groom to Day Streets Between Division and Day Streets

(FIRST AND SECOND READINGS) (PROPOSED NO. 7528)
Clause 2, Report No. 120, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(26) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited to Amend Contract 72-41 For Airport Development Phase 1 Norman Rogers Airport (Extension of Completion Date)

(THREE READINGS) (PROPOSED NO. 7529)
Clause 2, Report No. 126, 1972

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

MOTIONS

(1) Moved by Alderman Hagerman,
Seconded by Alderman Matthews,

That congratulations be extended to Alderman Timmins and Alderman Webb on their acclamation to the 1973 to 1974 Council.

CARRIED

(2) Moved by Alderman Webb,
Seconded by Alderman Watts,

That the sympathy of Council be extended to the family of the late Mrs. H. Berry.

CARRIED

(3) Moved by Alderman Brightman,
Seconded by Alderman Cook,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 9:29 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR

CITY COUNCIL MEETING NO. 23

Local Govt.

The Regular Meeting of City Council Will be Held in the Council Chamber, County Court House, on Monday, November 27, 1972, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

(102) Minutes of a Meeting of the Kingston Suburban Road Commission held on November 20, 1972.

(103) From the Canadian Transport Commission, Railway Transport Committee, a Decision and Order of CP Rail, Canadian National Railways, Toronto, Hamilton and Buffalo Railway Company and Penn Central Transportation applications to discontinue passenger-train service in the Montreal, Ottawa, Quebec City, Toronto, Niagara-Falls, Stratford, Windsor and Hamilton area.

MINUTES

That the Minutes of City Council Meeting No. 22, held on November 13, 1972, be adopted as printed.

COMMUNICATIONS

To Be Filed:

(443) From Mr. Douglas R. Fluhrer, Parks, Recreation and Property Administrator, stating:

> *"The attached information is as per the request of Council regarding weed control on City owned property.*
>
> *As you know, our weed control budget is used primarily and almost totally for roadside maintenance and some marginal areas; but, does not include enough funding to cut and/or control all City owned property.*
>
> *The attached list of properties and laneways and the estimated costs for cutting one time per year points out a considerable cost considering that in actual fact most of these sites would require two or possibly three cuttings per year. While I appreciate it would be most desirable to control the weeds in these areas, if for no other reason than to help the sufferers of hay fever and other alergies, it does not seem necessary to me that all of these listed lands be treated.*
>
> *It should also be noted that these approximate estimates do not include equipment costs and breakdowns. I am also sure that when these figures are circulated that some private individual will come forward claiming they can do this work for much less money; however, it must be remembered that these individuals are paying help at slightly over the minimum wage standards and without all of the fringe benefits, coffee breaks, travelling time to and from work (morning, twice at noon and 5 p.m.) factors all of which face our operation but look inefficient by comparison with private enterprise.*
>
> *I trust the attached information will serve as a rough guide. Any further information required will be gladly supplied."*

(444) From Mr. W. Howard Kelly, St. Lawrence Automobile Club, Kingston, thanking the City Council for allowing the Club the use of Ontario Street, between the blocks of Market and Brock Streets for the starting area of their 20th annual "1000 Islands Rally".

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(445) From Mr. C. Saruyama, Supervisor, Planning Administration, Ontario Municipal Board, acknowledging receipt of the City of Kingston application dated October 13, 1972, concerning Restricted Area By-Law No. 7446 and stating that the Board is awaiting comments from the Plans Administration Branch, Ministry of Treasury, Economics and Intergovernmental Affairs and will give further consideration of the application upon receipt of comments from the Branch.

Note: By-Law No. 7446 is "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas' concerning rezoning of the Buy-Rite Gasoline Company Limited on the North West corner of Concession and Macdonnell Streets from R2 Residential to C2 Commercial to permit a gasoline bar to replace a service station and body shop destroyed by fire. There were no objections from the affected property owners and the application for approval was submitted to the Ontario Municipal Board on October 13, 1972.

(446) From The Honourable Rene Brunelle, Minister of Community and Social Services, Toronto, enclosing the City of Kingston grant for 1972 which had been calculated from the 1971 statement of expenditures for programmes of recreation conducted by the municipality of Kingston in accordance with Regulation 200.

(447) From the Cataraqui Region Conservation Authority, minutes of a General Meeting of the Authority held on November 8, 1972 in the Council Chamber, Court House, Kingston.

(448) From Mayor Frank Wansbrough, City of Windsor, stating:

"On November 13th and 14th, the Essex County area was devastated by one of the worst storms in the memory of its inhabitants. Gale-force winds reaching 60 to 70 miles per hour destroyed and damaged homes, buildings crops, breakwaters and dykes. It is expected that damage will reach an estimated $5 million.

Aerial surveys of the County indicate that the hardest hit was the Township of Mersea and Pelee Island in Lake Erie. Pelee Island, with a population of less than 300 sustained damages amounting to approximately $1.5 million.

The severity of this disaster led the City of Windsor to initiate the 'Essex County Flood Relief Fund' to which it has made a donation of $25,000. The Province of Ontario, which has declared Essex County a 'disaster area', has agreed to provide relief funds on a matching basis.

Therefore, the Council of the City of Windsor invites municipalities to join with it supporting this worthwhile and important cause. All donations will be matched by the Province of Ontario.

Your contribution should be made payable to the 'Essex County Relief Fund, c/o Mayor's Office, City Hall, Windsor, Ontario.

Thank you."

(449) From Mr. C. Saruyama, Supervisor, Planning Administration, Ontario Municipal Board, acknowledging receipt of the City of Kingston application dated October 13, 1972, concerning Restricted Area By-Law No. 7264, as amended by By-Law No. 7436 and stating that the Board is awaiting comments from the Plans Administration Branch, Ministry of Treasury, Economics and Intergovernmental Affairs and will give further consideration of the application upon receipt of comments from the Branch.

Note: By-Law No. 7264 is "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties Etc.)" By-Law No. 7436 is a By-Law to Amend By-Law No. 7264 to also include Exemption of 269 Rideau Street.

COMMUNICATIONS (cont'd)

To Be Referred to the Tercentenary Committee:

(450) From Mr. J. E. Taylor, A.M.C.T., County Clerk, County of Frontenac, notifying that the Eastern Ontario Suburban Roads Commission Association will be holding their Annual Meeting in Kingston in September, 1973.

To Be Referred to Mr. D. Bruce, Building, Plumbing and Safety Inspector:

(451) From Mr. John S. Wood, Plumbing and Boating Section, Sanitary Engineering Branch, Ministry of the Environment, Toronto, enclosing a Plumbing Bulletin concerning Regulation No. 647, Plumbing Inspection, and stating that plumbing systems that are in service should be re-inspected and since this aspect of plumbing inspection does not usually receive the attention it deserves that this correspondence should be brought to the attention of Council to ensure that existing plumbing inspection programs are critically reviewed and the needs of the plumbing inspection staff considered.

Which Has Been Referred to the City of Kingston Planning Board:

(452) Copy of letter from Mr. J. L. Lewtas, Q.C., Campbell, Godfrey and Lewtas, Barristers and Solicitors, P. O. Box 36, Toronto-Dominion Centre, Toronto 111, to Mr. G. G. Muirhead, Director of Planning and Urban Renewal, City of Kingston, stating:

"Extendicare (Canada) Ltd.
Official Plan and Zoning Amendments
Bath Road and Queen Mary Road,
Your File No. 1972-Z-83

Further to your letter of June 6, 1972 in relation to the captioned matter we wish to advise that our clients, despite extensive requests and appeals, have not been able to obtain the necessary licensing approval under The Nursing Homes Act, 1972 to permit the construction, operation, and maintenance of a nursing home on the site which is the subject matter of the rezoning. Regretfully our clients have instructed us to notify the Corporation of the City of Kingston that they will have to withdraw the rezoning application at this time.

We wish to thank the members of Council and particularly the Planning Board for its excellent assistance and co-operation in permitting our clients to proceed with the proposed development and the rezoning application to its current stage. We hope that in the event our clients are ever permitted to locate in the City of Kingston in the future that we will receive the same consideration received in these circumstances.

Could you please provide use with written confirmation of the withdrawal of the rezoning application in order that our files may be completed."

PETITIONS

REPORTS

REPORT NO. 127

Kingston, Ontario,
November 16, 1972.

To the Mayor and Members of Council:

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Kingston Creamery Limited in the amount of $1,368.64 for raw food costs for August, 1972 be approved for payment.

2. That the following resolution of the City of Woodstock be endorsed:

   "WHEREAS continued requests for nursing home beds in the County of Oxford clearly indicate the need for additional beds;

   AND WHEREAS Oxford County has a higher percentage of senior citizens than many;

   AND WHEREAS the formula used to determine the percentage of nursing home beds per capita population does not appear to reflect the actual needs;

   AND WHEREAS it has been necessary to place some younger (under 60 years) patients in beds outside the County, with the resultant inconvenience to themselves and their families;

   AND WHEREAS many beds are now being occupied by ex-patients from various Ontario Hospital facilities, many of the latter from outside the County:

   THEREFORE BE IT RESOLVED that the Ministry of Health be petitioned to review the basis upon which nursing home beds are allocated on a per capita basis with a view toward arriving at a more equitable formula that will adequately reflect the increasing need for nursing home beds."

3. That the account of Kingston Creamery Limited, in the amount of $1,409.51 for raw food costs for September, 1972 be approved for payment.

Respectfully submitted,

(CHAIRMAN)

Public Works Report No. 128

November 20, 1972

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

S.M.I.Industries Ltd - $389.00 - Street Sweeper parts
S.N.Kingston Building Supplies Ltd - $371.44 - misc. supplies
The George A.Wright & Son Machine Works Ltd - $406.02 - repairs to hoist and cylinder
Corporation of County of Frontenac - $60,950.00 - Suburban Road Maintenance
Glen Supply Co Ltd - $418.05 - lumber
K.Mulrooney Trucking Ltd - $4287.00 - equipment rental for Fall Clean-up and supply of fill for City Dump under contract
Dell Smith Haulage - $336.00 - rental of truck for Fall Clean-up

2. That Work Order #4, in the estimated amount of $1900.00, be authorized for the following work under Contract 72/1W with Taggart Construction Co Ltd for construction of sewers in Area "C", Phase VI, Part I -

Relocation of existing 6" diameter gas service crossing Regent St at Dundas St due to space conflict with proposed storm sewer construction on Regent St. Work to be carried out on a time and materials basis in accordance with Clause 26 of the Contract General Conditions.

Note The Contract has provided $11,000.00 for extra work and there is sufficient monies available to cover the work.

3. That the following resolution of the City of London be endorsed -

Whereas the Ministry of Transportation and Communications of the Province of Ontario presently calculates subsidies due from the Ministry on a cash basis;

And Whereas the accrual basis of calculation more accurately follows accounting practices of all Municipalities;

And Whereas all information is already compiled and available to make the calculation on an accrual basis;

And Whereas this method results in more up to date subsidy returns from the Ministry;

....../2

And Whereas the accrued basis would facilitate accountability;

Be It Resolved that the Ministry of Transportation and Communications of the Province of Ontario be petitioned to alter the method of calculation of subsidies received from a cash basis to an accrual basis.

4. That the quotation of McGinnis and O'Connor Ltd to supply 2000 tons of P.A.P. asphalt at $10.50 per ton for winter pavement repairs, be accepted, being the only supplier in the area.

Respectfully submitted,

Chairman

Parks, Recreation and Property Report No.129

November 22, 1972

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Air Canada - $3626.00 - air passage from the west coat to Toronto for Senior Citizens who took the Westward Ho The Wagon trip sponsored by the Federal Department of The Secretary of State and the Parks and Recreation Departments.Charge to Account 423-12A.

Travelways - $3260.00 - bus passage for Senior Citizens trip to and from Lake Placid and Ottawa . Charge to Account 423-12.

Note - The Westward Ho The Wagon trip was totally financed from a Federal Government Grant and from the Community Programs Revenue.

The bus trips to Lake Placid and Ottawa were totally financed from the Community Programs Revenue.

The Sherwin-Williams Co of Canada Ltd - $527.56 - paint and painting equipment - lowest quotation received.
Glen Supply Co Ltd - $306.83 - lumber
G.H.Heating & Air Conditioning - $635.00 - supply and installation of oil fired furnace at Golf Course building - lowest quotation received.
Industrial Electrical Contractors Ltd - $695.72 - repairs to fluorescent light and supply and install wiring at 370 King St W and electrical repairs at 19 Queen St. - lowest quotation received.
Warren Supply Co Ltd - $367.54 - miscellaneous supplies
Keeler Sales and Service Ltd - $763.52 - repairs to equipment and ball diamond back stops.

Respectfully submitted,

Chairman

REPORT NO. 130

To the Mayor and Members of Council.

Kingston, November 23, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS a letter has been received from Campbell, Godfrey & Lewtas, Solicitors, notifying that despite entensive request and appeals, their client, Extendicare (Canada)Ltd., has been unable to obtain the necessary licencing approval under The Nursing Homes Act, 1972, to permit the construction, operation, and maintenance of a nursing home on the west side of Grenville Road, and that regretfully, Extendicare (Canada) Ltd. will have to withdraw their rezoning application at this time.

THEREFORE BE IT RESOLVED that the Corporation of the City of Kingston be requested to enquire why Extendicare (Canada) Ltd. has been unable to obtain the necessary licence under the Nursing Homes Act, 1972, since the City recognizes the need for provision of nursing home facilities in Kingston and supports efforts to make such facilities available for its citizens.

2. That the site plan prepared by Mr. I. N. Booth, Architect with Drawing "A" dated October 28, 1971, and Drawing "B" dated November 14, 1972, showing the plans of Buy-Rite Gasoline Company Limited for development of their property on the Northwest corner of Concession Street and Macdonnell Street as a gasoline bar with attendant's building be approved, subject to the following conditions:

(a) That the three landscaped islands be "dry landscaped" with permanent material such as cobble-stones etc. rather than with grass.

(b) Landscaped islands to be curbed.

(c) The entire site to be paved.

Note: *By-Law No. 7445, "A By-Law to Authorize the Execution of An Agreement With Buy-Rite Gasoline Company Limited (Site Plan - 0.23 Acres on the Northwest Corner of Concession Street and Macdonnell Street)" has been given three readings and the agreement has been executed.*

Respectfully submitted,

CHAIRMAN

REPORT NO. 131

Kingston,Ontario,
November 23, 1972.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, when By-Law No. 7514, "The Property Standards By-Law," is given second reading, it be amended by deleting Chapter 5, entitled "Administration and Enforcement," and substituting therefor a new Chapter 5, as set out in Schedule "A" attached to this report.

2. That the account of Gerald North Printing in the amount of $505.68 for printing approximately 300 copies each of 172 election sheets, be approved for payment.

3. That the following resolution of the Public Utilities Commission of the City of Kingston be endorsed:

   "That the Public Utilities Commission of the City of Kingston make known to the Government of the Province of Ontario by means of representations to the Honourable Mr. S.J. Apps, MLA for Kingston and the Islands, its full support for the position and views expressed in the submission of the O.M.E.A. to the Premier of the Province of Ontario with respect to Task Force Hydro Report #1 on 19 September, 1972, and that this Commission finds of greatest concern and most disturbing those sections of the said Report which deal with the designation of Ontario Hydro as a crown corporation, with the rights, autonomy and responsibilities of the municipal utilities and with the ownership and control of Ontario Hydro."

Respectfully submitted,

(CHAIRMAN)

The Committee on Fire, Legislation and Housing may present the following clause:

4. That a by-law be presented to Council to authorize the execution of a subdivision agreement with Ontario Housing Corporation for development of a H.O.M.E. project on the former Kingston Psychiatric Hospital property on Mowat Avenue.

CHAPTER 5

ADMINISTRATION AND ENFORCEMENT

5.1 This By-Law shall apply to all property within the limits of the Corporation.

Officers

5.2 Such an Officer and any person acting under his instructions may at all reasonable times and upon producing proper identification, enter and inspect any property.

5.3 An Officer or any person acting under his instructions shall not enter any room or place actually used as a dwelling without the consent of the occupier except under the authority of a Search Warrant issued under Section 16 of the Summary Convictions Act.

Notice of Non-Compliance

5.4 If after inspection the Officer is satisfied that in some respect, the property does not conform to the Standards prescribed in the By-Law he shall serve or cause to be served by personal service upon, or send by prepaid registered mail to the owner of the property and all persons shown by the records of the Registry Office, the Land Titles Office and the Sheriff's Office to have any interest therein, a Notice of Non-Compliance containing particulars of the non-conformity and may at the same time provide all occupants with a copy of such Notice.

5.5 The Notice shall state that the property does not comply with the Standards prescribed by this By-Law and shall specify the Standards with which the property does not comply.

5.6 The Notice shall state that after a certain date to be specified in the Notice of Non-Compliance by the Officer, the property will be subject to a re-inspection at which time the Officer may issue an Order under Section 5.8 of the By-Law.

5.7 The Notice shall state that the Officer may be contacted for the purpose of requesting information and advice or reporting what action is being or will be taken to affect compliance with the By-Law.

Orders

5.8 After affording any person served with a Notice of Non-Compliance provided for by Sections 5.4, 5.5, 5.6 and 5.7 an opportunity to appear before the Officer and to make representations in connection therein, the Officer may make and serve or cause to be served upon or send by prepaid registered mail to such person an Order containing:

(a) the municipal address or the legal description of such property;

5.8 (cont'd)

(b) reasonable particulars of the repairs to be effected or a statement that the site is to be cleared of all buildings, structures, debris or refuse and left in a graded and levelled condition and the period in which there must be a compliance with the terms and conditions of the Order and Notice that, if such repair or clearance is not so done within the time specified in the Order, the municipality may carry out the repair or clearance at the expense of the owner; and

(c) the final date for giving Notice of Appeal from the Order.

5.9 A Notice or an Order under Sections 5.4, 5.5, 5.6, 5.7 or 5.8 when sent by registered mail shall be sent to the last known address of the person to whom it is sent.

5.10 If the Officer is unable to effect service under sub-sections 5.4,5.5, 5.6, 5.7, 5.8 or 5.9, he shall place a placard in the form set out in Schedule "A" to this By-Law in a conspicuous place on the property and the placing of the placard shall be deemed to be sufficient service of the Notice or Order on the owner or other persons.

Registration of Order

5.11 An Order under Section 5.8 may be registered in the proper Registry or Land Titles Office and upon such registration, any person acquiring any interest in the land subsequent to the Registration of the Order shall be deemed to have been served with the Order on the date on which the Order was served under Section 5.8 and, when the requirements of the Order have been satisfied, the Clerk of the Municipality shall forthwith register in the proper Registry or Land Titles Office a Certificate that such requirements have been satisfied, which shall operate as a Discharge of such Order.

Property Standards Committee

5.12 There shall be and is hereby established a Property Standards Committee of five ratepayers of the City of Kingston who shall hold office for three years provided that on the first appointment the Council shall designate members of the Committee who shall hold office

(a) until the first day of January of the year following the date of appointment;

(b) until the first day of January of the second year following the date of appointment; and

(c) until the first day of January of the third year following the date of appointment

respectively so that as nearly as possible, one third of such members shall retire each year.

5.13 When the owner or occupant upon whom an Order has been served in accordance with the Sections 5.8, 5.9 and 5.10 is not satisfied with the terms or conditions of the Order, he may appeal to the Committee by sending Notice of Appeal by registered mail to the Secretary of the Property Standards Committee,

5.13 (cont'd)

Municipal Offices, Kingston, Ontario, within fourteen days after Service of the Order and, in the event that no appeal is taken the Order shall be deemed to have been confirmed.

5.14 Where an Appeal has been taken, the Committee shall hear the Appeal within 14 days and shall have all the powers and functions of the Officer and may confirm the Order to demolish or repair or may modify or quash it or may extend the time for complying with the Order provided that, in the opinion of the Committee, the general intent and purpose of the By-Law and of the Official Plan or Policy Statement are maintained.

5.15 The Corporation of the City of Kingston or any owner or occupant or person affected by a decision under Section 5.14 may appeal to a judge of the County of Frontenac by so notifying the Clerk-Comptroller of the Corporation in writing and by applying for an appointment within fourteen days after the sending of a copy of the decision by the Property Standards Committee.

5.16 The Order as deemed to have been confirmed pursuant to Section 5.13 or as confirmed or modified by the Committee pursuant to Section 5.14 or in the event of an Appeal to the judge pursuant to Section 5.15 as confirmed or modified by the judge shall be final, and binding upon the owner and occupant who shall make the repair or effect the demolition, grading and levelling within the time and in the manner specified in the Order.

5.17 If the owner or occupant of property fails to demolish the property or to repair in accordance with an Order as confirmed or modified, the Corporation in addition to all other remedies,

(a) shall have the right to demolish or repair the property accordingly and for this purpose with its servants and agents from time to time to enter in and upon the property; and

(b) shall not be liable to compensate such owner, occupant or any other person having an interest in the property by reason of anything done by or on behalf of the Corporation under the provisions of this subsection;

(c) may impose a penalty of not more than $500. upon an owner for each day that he is in contravention of an Order that is final and binding.

Validity

5.18 If any Section of this Property Standards By-Law is for any reason held to be invalid, the remaining Sections shall remain in effect until repealed.

5.19 Where a provision of this By-Law conflicts with the provision on another By-Law in force in the City, the provisions that establish the higher Standards to protect the health, safety and welfare of the general public prevails.

5.20 This By-Law may be referred to as The Property Standards By-Law.

5.21 By-Law 5721 "The Housing Standards By-Law" is hereby repealed.

REPORT NO. 132

Kingston, Ontario,
November 22, 1972.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That the Association of Municipalities of Ontario be notified that the Corporation of the City of Kingston is prepared to support any action they may take to intervene at the Telecommunications Committee of the Canadian Transport Commission Hearings, to be held in Ottawa, Ont., on January 10th, 1973, with respect to an application filed by Bell Canada seeking approval of increases effective January 1st, 1973; on the understanding that costs will be shared on the same basis as costs have been shared in the past - i.e., a contribution by the City of 3/4 of a cent per capita.

   Note: The City's contribution for the March 1972 Hearing was $441.38.

2. That, as recommended by the Rideaucrest Home Committee, since the Administrator will be absent from the Home for approximately three months, including vacation and sick leave, which has resulted in the Assistant Administrator having to carry out the duties of both the Administrator and Assistant, and since accounting procedures with respect to trust funds will be transferred from the Treasury Department to Rideaucrest Home, which function requires 2½ days per week by a clerk in the Treasury Department, and since the number of foster homes required for residents has increased substantially and more foster homes will be required in the future; additional staff at Rideaucrest Home be provided as follows:

   (1) One full time Clerk, Salary Group No. 3-03, whose duties will include trust fund accounting procedures, at a 1972 annual salary of $5,065., which is subject to a 70% subsidy from the Province, such position to be reviewed upon the Administrator's return; and

   (2) The position of Case Worker, who has additional duties because of the increase in foster homes, be reclassified from a part time position to a full time position on a temporary basis during the Administrator's absence, at an additional monthly salary of approximately $350.00, which is subject to 70% subsidy from the Province.

3. That, as requested by Buy-Rite Gasoline Company Limited, Clause 7, Report No. 68, passed at the regular meeting of City Council held on June 12th, 1972, be amended by adding after the words "concrete bases" in the final paragraph, the words, "at locations approved by vendor," so that the clause would read as follows:

   "That a by-law be presented to Council to authorize the purchase of 860 square feet of land for widening the north side of Princess Street in connection with the Traffic Circle Renewal Project from Buy-Rite Gasoline Company Limited, being part of Farm Lot 21, Concession I, City of Kingston, designated as PART 6 on Reference Plan 13R-335 for the sum of $4,034.00, being:

Land (at appraised value)	$3,870.00
Allowance for asphalt paving on land required for widening	$ 164.00

- and -

on the understanding that the City of Kingston will be responsible for moving sign, floodlight, and ice vending machine on to new concrete bases at locations

3. (cont'd)

approved by vendor, and hooking-up the electrical circuits and will construct concrete curbing along the centre of the property's new Princess Street frontage in accordance with the City's by-law."

4. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a 24' wide full depth asphalt pavement, with 8' shoulders, on Counter Street, from 516' west of Sir John A. Macdonald Blvd. to Portsmouth Avenue, under the provisions of Section 12 of The Local Improvement Act, at an estimated cost of $131,000.00, as follows.

	Cost	Debenture
Owners' Share	$ 15,395.45	$ 15,395.45
Corporation's Share	57,802.28	57,802.28
M.T.C. Subsidy	57,802.27	-
Total	$131,000.00	$ 73,197.73

Note: The 1972 Capital Budget appropriation for this work is $77,000.00.

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend Schedule "A" of By-Law No. 7477, "A By-Law to Authorize the Execution of an Agreement with City Paving Limited for the Construction and Reconstruction of Certain Sidewalks," to provide that the uncompleted work be carried over to 1973 and that the contract completion date be extended to June 15th, 1973.

6. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

(A) amend By-Law No. 7207, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

LOCAL IMPROVEMENTS	Increase	Decrease
Sanitary Sewer		
- Alfred, Concession Northerly	$ -	$ 33,500.00
Road Construction		
- Counter, W. of Sir John A. Macdonald to Portsmouth	-	3,802.00
- Kingscourt, Third to Fifth	-	16,225.00
- Barrack, Rideau to Wellington	-	5,500.00
- Ontario, Princess to Brock	-	1,041.00
Storm Sewers		
- Separation, Area "A" Phase I (increases allocation to $469,000.00)	60,068.00	-
	$60,068.00	$60,068.00

6. (cont'd)

- and -

(B) authorize the construction of storm sewers and replacement of sanitary sewer on the streets listed below (Area "A", Phase I), under the provisions of Section 12 of The Local Improvement Act, at an estimated cost of $469,000.00:

Storm Sewers:

Street	From	To
Outlet (in easement)	Rideau St.	Great Cataraqui River (assumed by Corp'n.)
Dufferin	Rideau St.	Westerly 430'
Easement	430' W. of Rideau St.	85' S. of Dufferin St.
Bagot	85' S. of Dufferin St.	Southerly 100'
John	Bagot	Patrick

Sanitary Sewer Replacement (assumed by Corp'n.)

John St., from 33'W. of Patrick St. to 54' E. of Patrick St.

	Cost	Debenture
Owners' Share	$ 8,123.88	$ 8,123.88
Corporation's Share	460,876.12	460,876.12
Total	$469,000.00	$469,000.00

7. That the account of Olivetti Canada Limited in the amount of $383.46 for 24 dozen typewriter ribbons, be approved for payment.

8. That J.L. Richards and Associates Limited be authorized to carry out aerial mapping, engineering investigation and report on both the Anderson property and the Hemlock Park property as waste disposal sites; it being understood that no work shall be commenced until the consultants have determined:

(1) that an economical access can be provided to the Anderson property; and

(2) that there is a sufficient amount of clay fill and silt on the Hemlock Park property that would be suitable for cover to ensure an economical operation.

9. That NO ACTION be taken on the following resolution of the City of Welland:

"WHEREAS water pollution control and costs thereof are substantially determined by the Ontario Water Resources Commission and

WHEREAS these costs are becoming a considerable item in local government budgets,

9. (cont'd)

THEREFORE BE IT RESOLVED that the Province of Ontario be asked to amend its grant regulations so as to provide a 75% subsidy on all costs involved in all matters of water management, including water supply, water control and water quality."

(Note: The City's position as far as water supply is concerned is very good.)

10. That the following resolution of the City of Welland be endorsed:

"WHEREAS the Federal Municipal Grants Act provides for certain downward adjustments in the calculation of grants payable in lieu of taxes to local municipalities and whereas this is not equitable to other municipal taxpayers.

THEREFORE BE IT RESOLVED that the Government of Canada be requested to amend their Municipal Grants Act to provide grants in lieu of taxes equivalent to taxes levied on all assessments subject to full taxation."

11. That the following resolution of the City of Welland be endorsed:

"WHEREAS school rates of any description must be excluded from calculations on certain Provincial Government properties subject to the payment of a grant in lieu of taxes; and

WHEREAS, this is not equitable to other municipal taxpayers;

THEREFORE BE IT RESOLVED that the Provincial Government of Ontario be requested to amend their legislation to provide grants in lieu of taxes equivalent to taxes levied on all assessments subject to full taxation and in a similar manner relating to properties owned by the Hydro Electric Power Commission of Ontario."

12. That the following resolution of the City of Welland be endorsed:

"WHEREAS the Federal and Provincial Governments raise their revenue chiefly from sources which vary directly with economic activity; and

WHEREAS revenue yields automatically increase during inflationary periods without an increase in rates; and

WHEREAS municipal governments rely chiefly on realty taxes and rising costs must be met by increasing the mill rate on assessed property;

THEREFORE BE IT RESOLVED that for municipalities to receive a meaningful distribution of the tax dollar, the Federal-Provincial-Municipal tax system should be redesigned in a comprehensive and co-ordinated manner and that the Provincial Government be urged to continue their study in order to improve the existing system."

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 6 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 6 their second reading.

Ald.J. L. McDougall, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Law No. 6 its third reading.

(e) That By-Laws 6 to 11 be given their third reading.

(1) A By-Law to Amend By-Law No. 1.,1966, "A By-Law to Regulate Council Procedures" (Committee of the Whole)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7530)
Clause 2, Report No. 124, 1972.

(2) A By-Law to Authorize the Execution of An Agreement With Ontario Housing Corporation (Subdivision: H.O.M.E. Project On Former Kingston Psychiatric Hospital Property On Mowat Avenue)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7531)
Clause 4, Report No. 131, 1972.

(3) A By-Law to Authorize the Construction of An Asphalt Pavement On Counter Street, From 516 Feet West of Sir John A. Macdonald Blvd. to Portsmouth Avenue Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7532)
Clause 4, Report No. 132, 1972.

(4) A By-Law to Authorize the Execution of An Agreement With City Paving Co. Limited to Amend Contract 72-1W(R) For Construction and Reconstruction of Concrete Sidewalks (Extension of Completion Date)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7533)
Clause 5, Report No. 132, 1972.

(5) A By-Law to Authorize the Construction of Certain Storm Sewers and Replacement of Certain Sanitary Sewers Under the Provisions of Section 12 of The Local Improvement Act (Area "A", Phase I)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7534)
Clause 6B, Report No. 132, 1972.

(6) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget For the City of Kingston (1972-1976)" (Revision No. 8)

(THREE READINGS) (PROPOSED NO. 7535)
Clause 6A, Report No.132, 1972.

(7) A By-Law to Authorize the Execution of An Agreement With St. Mary's of the Lake Hospital to Permit Dumping of Excavated Material From New Hospital Building At Breakwater Site On King Street

(THIRD READING) (PROPOSED NO. 7432)
Clause 17, Report No. 82, 1972.

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Reconstruction of Certain Sidewalks Under the Provisions of Section 12 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7458)
Clause 28B, Report No. 92, 1972.

(9) A By-Law to Authorize the Execution of An Agreement With Taggart Construction Limited For the Construction of Storm Sewers and Sanitary Sewers (Contract 72/11W)

(THIRD READING) (PROPOSED NO. 7479)
Clause 2, Report No. 94, 1972.

(10) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act"(Clauses 1 and 6, Report No. 120)

(THIRD READING) (PROPOSED NO. 7515)
Clause 1, Report No. 120, 1972
- and -
Clause 6, Report No. 120, 1972.

(11) A By-Law to Authorize the Execution of An Agreement With John Burke Sampson (Lease: "Division Street Quarry" For A Snow Dumping Site - November 15th, 1972 to May 1, 1973)

(THIRD READING) (PROPOSED NO. 7524)
Clause 4, Report No. 122, 1972.

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 23

The Regular Meeting of City Council Was Held in the Council Chamber, County Court House, on Monday, November 27, 1972, at 8:15 P.M., His Worship Mayor Swain Presiding.

ROLL CALL

Mayor Swain, Ald. Brightman, Ald. Cook, Ald.Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (14)

TABLING OF DOCUMENTS

(102) Minutes of a Meeting of the Kingston Suburban Road Commission held on November 20, 1972.

(103) From the Canadian Transport Commission, Railway Transport Committee, a Decision and Order of CP Rail, Canadian National Railways, Toronto, Hamilton and Buffalo Railway Company and Penn Central Transportation applications to discontinue passenger-train service in the Montreal, Ottawa, Quebec City, Toronto, Niagara-Falls, Stratford, Windsor and Hamilton area.

MINUTES

Moved by Alderman Watts,
Seconded by Alderman Webb,

That the Minutes of City Council Meeting No. 22, held on November 13, 1972, be amended so that the motion of sympathy refers to the late Mrs. W. Berry, and that as amended, the minutes be adopted.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications (453) to (455) for presentation to Council.

To Be Filed:

(443) From Mr. Douglas R. Fluhrer, Parks, Recreation and Property Administrator, stating:

> *"The attached information is as per the request of Council regarding weed control on City owned property.*
>
> *As you know, our weed control budget is used primarily and almost totally for roadside maintenance and some marginal areas; but, does not include enough funding to cut and/or control all City owned property.*
>
> *The attached list of properties and laneways and the estimated costs for cutting one time per year points out a considerable cost considering that in actual fact most of these sites would require two or possibly three cuttings per year. While I appreciate it would be most desirable to control the weeds in these areas, if for no other reason than to help the sufferers of hay fever and other alergies, it does not seem necessary to me that all of these listed lands be treated.*
>
> *It should also be noted that these approximate estimates do not include equipment costs and breakdowns. I am also sure that when these figures are circulated that some private individual will come forward claiming they can do this work for much less money; however, it must be remembered that these individuals are paying help at slightly over the minimum wage standards and without all of the fringe benefits, coffee breaks, travelling time to and from work (morning, twice at noon and 5 p.m.) factors all of which face our operation but look inefficient by comparison with private enterprise.*
>
> *I trust the attached information will serve as a rough guide. Any further information required will be gladly supplied."*

(Note: Copy of attached weed control list distributed separately to all Members of Council.)

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(444) From Mr. W. Howard Kelly, St. Lawrence Automobile Club, Kingston, thanking the City Council for allowing the Club the use of Ontario Street, between the blocks of Market and Brock Streets for the starting area of their 20th annual "1000 Islands Rally".

(445) From Mr. C. Saruyama, Supervisor, Planning Administration, Ontario Municipal Board, acknowledging receipt of the City of Kingston application dated October 13, 1972, concerning Restricted Area By-Law No. 7446 and stating that the Board is awaiting comments from the Plans Administration Branch, Ministry of Treasury, Economics and Intergovernmental Affairs and will give further consideration of the application upon receipt of comments from the Branch.

Note: By-Law No. 7446 is "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas' concerning rezoning of the Buy-Rite Gasoline Company Limited on the North West corner of Concession and Macdonnell Streets from R2 Residential to C2 Commercial to permit a gasoline bar to replace a service station and body shop destroyed by fire. There were no objections from the affected property owners and the application for approval was submitted to the Ontario Municipal Board on October 13, 1972.

(446) From The Honourable Rene Brunelle, Minister of Community and Social Services, Toronto, enclosing the City of Kingston grant for 1972 which had been calculated from the 1971 statement of expenditures for programmes of recreation conducted by the municipality of Kingston in accordance with Regulation 200.

(447) From the Cataraqui Region Conservation Authority, minutes of a General Meeting of the Authority held on November 8, 1972, in the Council Chamber, Court House, Kingston.

To Be Referred to the Finance and Accounts Committee:

(448) From Mayor Frank Wansbrough, City of Windsor, stating:

"On November 13th and 14th, the Essex County area was devastated by one of the worst storms in the memory of its inhabitants. Gale-force winds reaching 60 to 70 miles per hour destroyed and damaged homes, buildings crops, breakwaters and dykes. It is expected that damage will reach an estimated $5 million.

Aerial surveys of the County indicate that the hardest hit was the Township of Mersea and Pelee Island in Lake Erie. Pelee Island, with a population of less than 300 sustained damages amounting to approximately $1.5 million.

The severity of this disaster led the City of Windsor to initiate the 'Essex County Flood Relief Fund' to which it has made a donation of $25,000. The Province of Ontario, which has declared Essex County a 'disaster area', has agreed to provide relief funds on a matching basis.

Therefore, the Council of the City of Windsor invites municipalities to join with it supporting this worthwhile and important cause. All donations will be matched by the Province of Ontario.

Your contribution should be made payable to the 'Essex County Relief Fund', c/o Mayor's Office, City Hall, Windsor, Ontario.

Thank you."

COMMUNICATIONS (cont'd)

To Be Filed:

(449) From Mr. C. Saruyama, Supervisor, Planning Administration, Ontario Municipal Board, acknowledging receipt of the City of Kingston application dated October 13, 1972, concerning Restricted Area By-Law No. 7264, as amended by By-Law No. 7436 and stating that the Board is awaiting comments from the Plans Administration Branch, Ministry of Treasury, Economics and Intergovernmental Affairs and will give further consideration of the application upon receipt of comments from the Branch.

Note: By-Law No. 7264 is "A By-Law to Amend By-Law No. 3077, 'A Restricted Area (Zoning) By-Law for the City of Kingston' (Area Requirements: Zones C, Cc, D and E; Plus Exemptions: Marina City, Franklin Place Properties Etc.)" By-Law No. 7436 is a By-Law to Amend By-Law No. 7264 to also include Exemption of 269 Rideau Street.

To Be Referred to the Tercentenary Committee:

(450) From Mr. J. E. Taylor, A.M.C.T., County Clerk, County of Frontenac, notifying that the Eastern Ontario Suburban Roads Commission Association will be holding their Annual Meeting in Kingston in September, 1973.

To Be Referred to Mr. D. Bruce, Building, Plumbing and Safety Inspector:

(451) From Mr.John S. Wood, Plumbing and Boating Section, Sanitary Engineering Branch, Ministry of the Environment, Toronto, enclosing a Plumbing Bulletin concerning Regulation No. 647, Plumbing Inspection, and stating that plumbing systems that are in service should be re-inspected and since this aspect of plumbing inspection does not usually receive the attention it deserves that this correspondence should be brought to the attention of Council to ensure that existing plumbing inspection programs are critically reviewed and the needs of the plumbing inspection staff considered.

Which Has Been Referred to the City of Kingston Planning Board:

(452) Copy of letter from Mr. J. L. Lewtas, Q.C., Campbell, Godfrey and Lewtas, Barristers and Solicitors, P. O. Box 36, Toronto-Dominion Centre, Toronto 111, to Mr. G. G. Muirhead, Director of Planning and Urban Renewal, City of Kingston, stating:

"Extendicare (Canada) Ltd.
Official Plan and Zoning Amendments
Bath Road and Queen Mary Road,
Your File No. 1972-Z-83

Further to your letter of June 6, 1972 in relation to the captioned matter we wish to advise that our clients, despite extensive requests and appeals, have not been able to obtain the necessary licensing approval under The Nursing Homes Act, 1972 to permit the construction, operation, and maintenance of a nursing home on the site which is the subject matter of the rezoning. Regretfully our clients have instructed us to notify the Corporation of the City of Kingston that they will have to withdraw the rezoning application at this time.

We wish to thank the members of Council and particularly the Planning Board for itsexcellent assistance and co-operation in permitting our clients to proceed with the proposed development and the rezoning application to its current stage. We hope that in the event our clients are ever permitted to locate in the City of Kingston in the future that we will receive the same consideration received in these circumstances.

Could you please provide us with written confirmation of the withdrawal of the rezoning application in order that our files may be completed."

COMMUNICATIONS (cont'd)

To Be Filed:

(453) From Mr. J. B. Raine, Manager, Central Mortgage and Housing Corporation, 1082A Princess Street, Kingston,enclosing a copy of the publication "The Financial Structure and the Decision-Making Process of Canadian Municipal Government", prepared by Mr. Thomas J. Plunkett, Policy Planning Division, Central Mortgage and Housing Corporation, Ottawa.

To Be Referred to the Parks, Recreation and Property Committee:

(454) From the International Joint Commission, Ottawa, copy of a News Release concerning the current high water condition on the Great Lakes and reporting on a meeting held on November 22. 1972, between the Commission and the International Boards in Montreal to review the water supply situation and the feasibility of remedial measures which could be taken to reduce the high water levels, and also enclosing a copy of a comparison of monthly mean water levels.

To Be Referred to the Finance and Accounts Committee:

(455) From Mr. G. G. Muirhead, M.T.P.I.C., Director of Planning and Urban Renewal, Kingston, stating:

"Enclosed is a copy of a letter from the solicitors of Extendicare Ltd. requesting withdrawal of their application for a zone change to permit a Nursing Home on the Bath Road. The letter was considered by Planning Board at its meeting on November 23rd. The Board has deferred action on the request but, in the meantime recommends that Council enquire as to why the Ministry of Health Services has not issued a license for a Nursing Home.

It was observed by the Board that, with the removal of the illegal nursing home on Baker Street, this City will be without a Nursing Home, which is a regretable situation for a municipality of this size."

REPORTS

Alderman Timmins presented Report No. 127 of the Rideaucrest Home Committee as follows.

Moved by Alderman Timmins, Seconded by Alderman McDougall, That Report No. 127 of the Rideaucrest Home Committee be received and adopted clause by clause.

REPORT NO. 127

To the Mayor and Members of Council. Kingston, November 16, 1972.

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Kingston Creamery Limited in the amount of $1,368.64 for raw food costs for August, 1972, be approved for payment.

CARRIED

2. That the following resolution of the City of Woodstock be endorsed:

"WHEREAS continued requests for nursing home beds in the County of Oxford clearly indicate the need for additional beds;

AND WHEREAS Oxford County has a higher percentage of senior citizens than many;

AND WHEREAS the formula used to determine the percentage of nursing home beds per capita population does not appear to reflect the actual needs;

AND WHEREAS it has been necessary to place some younger (under 60 years) patients in beds outside the County, with the resultant inconvenience to themselves and their families;

REPORTS (cont'd)

Report No. 127 - Rideaucrest Home Committee: (cont'd)

2. (cont'd)

> *AND WHEREAS many beds are now being occupied by ex-patients from various Ontario Hospital facilities, many of the latter from outside the County:*
>
> *THEREFORE BE IT RESOLVED that the Ministry of Health be petitioned to review the basis upon which nursing home beds are allocated on a per capita basis with a view toward arriving at a more equitable formula that will adequately reflect the increasing need for nursing home beds."*

CARRIED

3. That the account of Kingston Creamery Limited, in the amount of $1,409.51 for raw food costs for September, 1972, be approved for payment.

CARRIED

Respectfully submitted,

(signed) D. G. Timmins (CHAIRMAN)
J. Lorne McDougall
V. C. Brightman
K. W. Matthews
E. Watts

Alderman Webb presented Report No. 128 of the Public Works Committee as follows.

Moved by Alderman Webb, Seconded by Alderman Watts, That Report No. 128 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 128

To the Mayor and Members of Council. Kingston, November 20, 1972.

The Public Works Committee reports and recommends as follows:

1. That the following accounts be paid:

S.M.I. Industries Ltd. - $389.00 - Street Sweeper parts.
S.N. Kingston Building Supplies Ltd. - $371.44 - Misc. supplies.
The George A. Wright & Son Machine Works Ltd. - $406.02 - repairs to hoist and cylinder.
Corporation of the County of Frontenac - $60,950.00 - Suburban Road Maintenance.
Glen Supply Co. Ltd. - $418.05 - Lumber.
K. Mulrooney Trucking Ltd. - $4,287.00 - Equipment rental for Fall Clean-up and supply of fill for City Dump under contract.
Dell Smith Haulage - $336.00 - Rental of truck for Fall Clean-up.

CARRIED

2. That Work Order #4, in the estimated amount of $1,900.00, be authorized for the following work under Contract 72/11W with Taggart Construction Co. Ltd. for construction of sewers in Area "C", Phase VI, Part I:

Relocation of existing 6" diameter gas service crossing Regent St. at Dundas St. due to space conflict with proposed storm sewer construction on Regent St. Work to be carried out on a time and materials basis in accordance with Clause 26 of the Contract General Conditions.

Note: *The Contract has provided $11,000.00 for extra work and there is sufficient monies available to cover the work.*

CARRIED

REPORTS (cont'd)

Report No. 128 - Public Works Committee: (cont'd)

3. That the following resolution of the City of London be endorsed:

> *"WHEREAS the Ministry of Transportation and Communications of the Province of Ontario presently calculates subsidies due from the Ministry on a cash basis;*
>
> *AND WHEREAS the accrual basis of calculation more accurately follows accounting practices of all Municipalities;*
>
> *AND WHEREAS all information is already compiled and available to make the calculation on an accrual basis;*
>
> *AND WHEREAS this method results in more up to date subsidy returns from the Ministry;*
>
> *AND WHEREAS the accrued basis would facilitate accountability;*
>
> *BE IT RESOLVED that the Ministry of Transportation and Communications of the Province of Ontario be petitioned to alter the method of calculation of subsidies received from a cash basis to an accrual basis."*

CARRIED

4. That the quotation of McGinnis and O'Connor Ltd. to supply 2000 tons of P.A.P. aspahlt at $10.50 per ton for winter pavement repairs, be accepted, being the only supplier in the area.

CARRIED
(Ald. Keyes opposed.)

Respectfully submitted,

(signed) *G. L. Webb* (CHAIRMAN)
T. A. Hagerman
J. Lorne McDougall
E. Watts

Alderman Keenleyside presented Report No. 129 of the Parks, Recreation and Property Committee as follows.

Moved by Alderman Keenleyside, Seconded by Alderman Brightman, That Report No. 129 of the Parks, Recreation and Property Committee be received and adopted.

REPORT NO. 129

To the Mayor and Members of Council. Kingston, November 22, 1972.

The Committee on Parks, Recreation and Property report and recommends as follows:

1. That the following accounts be paid:

Air Canada - $3,626.00 - air passage from the west coast to Toronto for Senior Citizens who took the "Westward Ho The Wagon" trip sponsored by the Federal Department of The Secretary of State and the Parks and Recreation Departments. Charge to Account 423-12A.

Travelways - $3,260.00 - bus passage for Senior Citizens trip to and from Lake Placid and Ottawa. Charge to Account 423-12.

Note: *The "Westward Ho the Wagon" trip was totally financed from a Federal Government Grant and from the Community Programs Revenue.*

The bus trips to Lake Placid and Ottawa were totally financed from the Community Programs Revenue.

The Sherwin-Williams Co. of Canada Ltd. - $527.56 - paint and painting equipment - lowest quotation received.
Glen Supply Co. Ltd. - $306.83 - Lumber.
G. H. Heating & Air Conditioning - $635.00 - supply and installation of oil fired furnace at Golf Course building - lowest quotation received.

REPORTS (cont'd)

Report No. 129 - Parks, Recreation and Property Committee: (cont'd)

1. (cont'd)

Industrial Electrical Contractors Ltd.	$695.72 - repairs to fluorescent light and supply and install wiring at 370 King St. W.
Warren Supply Co. Ltd.	$367.54 - miscellaneous supplies.
Keeler Sales and Service Ltd.	$763.52 - repairs to equipment and ball diamond back stops.

CARRIED

Respectfully submitted,

(signed) J. L. Keenleyside (CHAIRMAN)
V. C. Brightman
T. A. Hagerman
G. N. Speal
G. Vosper

Alderman Speal presented Report No. 130 of the City of Kingston Planning Board as follows.

Council consented to the insertion of the words "of the Provincial Government" after the word "enquire"in line 2, paragraph 2 of clause 1.

Moved by Alderman Speal, Seconded by Alderman Keyes, That Report No. 130 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 130

To the Mayor and Members of Council. Kingston, November 23, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS a letter has been received from Campbell, Godfrey & Lewtas, Solicitors, notifying that despite entensive request and appeals, their client, Extendicare (Canada) Ltd., has been unable to obtain the necessary licencing approval under The Nursing Homes Act, 1972, to permit the construction, operation, and maintenance of a nursing home on the west side of Grenville Road, and that regretfully, Extendicare (Canada) Ltd. will have to withdraw their rezoning application at this time.

   THEREFORE BE IT RESOLVED that the Corporation of the City of Kingston be requested to enquire of the Provincial Government why Extendicare (Canada) Ltd. has been unable to obtain the necessary licence under the Nursing Homes Act, 1972, since the City recognizes the need for provisions of nursing home facilities in Kingston and supports efforts to make such facilities available for its citizens.

CARRIED 12:2
(Ald. Keenleyside and Ald. Webb opposed.)

2. That the site plan prepared by Mr. I. N. Booth, Architect with Drawing "A" dated October 28, 1971, and Drawing "B" dated November 14, 1972, showing the plans of Buy-Rite Gasoline Company Limited for development of their property on the Northwest corner of Concession Street and Macdonnell Street as a gasoline bar with attendant's building be approved, subject to the following conditions:

   (a) That the three landscaped islands be "dry landscaped" with permanent material such as cobble-stones etc. rather than with grass.

   (b) Landscaped islands to be curbed.

   (c) The entire site to be paved.

REPORTS (cont'd)

Report No. 130 - City of Kingston Planning Board: (cont'd)

2. (cont'd)

Note: By-Law No. 7445, "A By-Law to Authorize the Execution of An Agreement With Buy-Rite Gasoline Company Limited (Site Plan - 0.23 Acres on the Northwest Corner of Concession Street and Macdonnell Street)" has been given three readings and the agreement has been executed.

CARRIED

Respectfully submitted,

(signed) G. N. Speal (CHAIRMAN)
K. Keyes
E. V. Swain
G. W. Vosper

Alderman Travers presented Report No. 131 of the Fire, Legislation and Housing Committee as follows.

Council consented to the addition of clause 4, as amended, for presentation to Council.

Moved by Alderman Travers, Seconded by Alderman Matthews, That Report No. 131 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 131

To the Mayor and Members of Council. Kingston, November 23, 1972.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That, when By-Law No. 7514, "The Property Standards By-Law," is given second reading, it be amended by deleting Chapter 5, entitled "Administration and Enforcement," and substituting therefor a new Chapter 5, as set out in Schedule "A" attached to this report.

CARRIED

2. That the account of Gerald North Printing in the amount of $505.68 for printing approximately 300 copies each of 172 election sheets, be approved for payment.

CARRIED

3. That the following resolution of the Public Utilities Commission of the City of Kingston be endorsed:

"That the Public Utilities Commission of the City of Kingston make known to the Government of the Province of Ontario by means of representations to the Honourable Mr. S. J. Apps, MLA for Kingston and the Islands, its full support for the position and views expressed in the submission of the O.M.E.A. to the Premier of the Province of Ontario with respect to Task Force Hydro Report #1 on 19 September, 1972, and that this Commission finds of greatest concern and most disturbing those sections of the said Report which deal with the designation of Ontario Hydro as a crown corporation, with the rights, autonomy and responsibilities of the municipal utilities and with the ownership and control of Ontario Hydro."

(See Following Motion of Referral)

Moved by Alderman Speal,
Seconded by Alderman Timmins,

That Clause 3 of Report No. 131 be referred back to the Committee and copies of the Task Force on Ontario Hydro be distributed to the Members of Council.

CARRIED

REPORTS (cont'd)

Report No. 131 - Fire, Legislation and Housing Committee: (cont'd)

4. That changes in the standard form of subdivision agreement, as set forth in Schedule "B", Clauses 1 to 13, attached hereto be approved; and a by-law be presented to Council to authorize the execution of a subdivision agreement with Ontario Housing Corporation for development of a H.O.M.E. Project on the former Kingston Psychiatric Hospital property on Mowat Avenue.

(See By-Law 2: No. 7531)

CARRIED
(Ald. Hagerman opposed.)

Respectfully submitted,

(signed) *D. J. Travers* (CHAIRMAN)
K. W. Matthews
W. T. J. Cook
T. A. Hagerman
E. Watts

SCHEDULE "A"
REPORT NO. 131
FIRE, LEGISLATION
AND HOUSING COMMITTEE

CHAPTER 5

ADMINISTRATION AND ENFORCEMENT

5.1 This By-Law shall apply to all property within the limits of the Corporation.

Officers

5.2 Such an Officer and any person acting under his instructions may at all reasonable times, and upon producing property identification, enter and inspect any property.

5.3 An Officer or any person acting under his instructions shall not enter any room or place actually used as a dwelling without the consent of the occupier except under the authority of a Search Warrant issued under Section 16 of the Summary Convictions Act.

Notice of Non-Compliance

5.4 If after inspection the Officer is satisfied that in some respect, the property does not conform to the Standards prescribed in the By-Law he shall serve or cause to be served by personal service upon, or send by prepaid registered mail to the owner of the property and all persons shown by the records of the Registry Office, the Land Titles Office and the Sheriff's Office to have any interest therein, a Notice of Non-Compliance containing particulars of the non-conformity and may at the same time provide all occupants with a copy of such Notice.

5.5 The Notice shall state that the property does not comply with the Standards prescribed by this By-Law and shall specify the Standards with which the property does not comply.

5.6 The Notice shall state that after a certain date to be specified in the Notice of Non-Compliance by the Officer, the property will be subject to a re-inspection at which time the Officer may issue an Order under Section 5.8 of the By-Law.

5.7 The Notice shall state that the Officer may be contacted for the purpose of requesting information and advice or reporting what action is being or will be taken to affect compliance with the By-Law.

REPORTS (cont'd)

Report No. 131 - Fire, Legislation and Housing Committee: (cont'd)

SCHEDULE "A" (cont'd)

Orders

5.8 After affording any person served with a Notice of Non-Compliance provided for by Sections 5.4, 5.5, 5.6 and 5.7 an opportunity to appear before the Officer and to make representations in connection therein, the Officer may make and serve or cause to be served upon or send by prepaid registered mail to such person an Order containing:

(a) the municipal address or the legal description of such property;

(b) reasonable particulars of the repairs to be effected or a statement that the site is to be cleared of all buildings, structures, debris or refuse and left in a graded and levelled condition and the period in which there must be a compliance with the terms and conditions of the Order and Notice that, if such repair or clearance is not so done within the time specified in the Order, the municipality may carry out the repair or clearance at the expense of the owner; and

(c) the final date for giving Notice of Appeal from the Order.

5.9 A Notice or an Order under Sections 5.4, 5.5, 5.6, 5.7 or 5.8 when sent by registered mail shall be sent to the last known address of the person to whom it is sent.

5.10 If the Officer is unable to effect service under subsections 5.4, 5.5, 5.6, 5.7 5.8 or 5.9, he shall place a placard in the form set out in Schedule "A" to this By-Law in a conspicious place on the property and the placing of the placard shall be deemed to be sufficient service of the Notice or Order on the owner or other persons.

Registration of Order

5.11 An Order under Section 5.8 may be registered in the property Registry or Land Titles Office and upon such registration, any person acquiring any interest in the land subsequent to the Registration of the Order shall be deemed to have been served with the Order on the date on which the Order was served under Section 5.8 and, when the requirements of the Order have been satisfied, the Clerk of the Municipality shall forthwith register in the proper Registry or Land Titles Office a Certificate that such requirements have been satisfied, which shall operate as a Discharge of Such Order.

Property Standards Committee

5.12 There shall be and is hereby established a Property Standards Committee of five ratepayers of the City of Kingston who shall hold office for three years provided that on the first appointment the Council shall designate memebers of the Committee who shall hold office

(a) until the first day of January of the year following the date of appointment;

(b) until the first day of January of the second year following the date of appointment; and

(c) until the first day of January of the third year following the date of appointment

respectively so that as nearly as possible one third of such members shall retire each year.

REPORTS (cont'd)

Report No. 131 - Fire, Legislation and Housing Committee: (cont'd)

SCHEDULE "A" (cont'd)

5.13 When the owner or occupant upon whom an Order has been served in accordance with the Sections 5.8, 5.9 and 5.10 is not satisfied with the terms or conditions of the Order, he may appeal to the Committee by sending Notice of Appeal by registered mail to the Secretary of the Property Standards Committee, Municipal Offices, Kingston, Ontario, within fourteen days after Service of the Order and, in the event that no appeal is taken the Order shall be deemed to have been confirmed.

5.14 Where an Appeal has been taken, the Committee shall hear the Appeal within 14 days and shall have all the powers and functions of the Officer and may confirm the Order to demolish or repair or may modify or quash it or may extend the time for complying with the Order provided that, in the opinion of the Committee, the general intent and purpose of the By-Law and of the Official Plan or Policy Statement are maintained.

5.15 The Corporation of the City of Kingston or any owner or occupant or person affected by a decision under Section 5.14 may appeal to a judge of the County of Frontenac by so notifying the Clerk-Comptroller of the Corporation in writing and by applying for an appointment within fourteen days after the sending of a copy of the decision by the Property Standards Committee.

5.16 The Order as deemed to have been confirmed pursuant to Section 5.13 or as confirmed or modified by the Committee pursuant to Section 5.14 or in the event of an Appeal to the judge pursuant to Section 5.15 as confirmed or mofified by the judge shall be final, and binding upon the owner and occupant who shall make the repair or effect the demoliton, grading and levelling within the time and in the manner specified in the Order.

5.17 If the owner or occupant of property fails to demolish the property or to repair in accordance with an Order as confirmed or modified, the Corporation in addition to all other remedies:

(a) shall have the right to demolish or repair the property accordingly and for this purpose with its servants and agents from time to time to enter in and upon the property; and

(b) shall not be liable to compensate such owner, occupant or any other person having an interest in the property by reason of anything done by or on behalf of the Corporation under the provisions of this subsection;

(c) may impose a penalty of not more than $500. upon an owner for each day that he is in contravention of an Order that is final and binding.

Validity

5.18 If any Section of this Property Standards By-Law is for any reason held to be invalid, the remaining Sections shall remain in effect until repealed.

5.19 Where a provision of this By-Law conflicts with the provision on another By-Law in force in the City, the provisions that establish the high Standards to protect the health, safety and welfare of the general public prevails.

5.20 This By-Law may be referred to as The Property Standards By-Law.

5.21 By-Law 5721 "The Housing Standards By-Law" is hereby repealed.

(cont'd)

SCHEDULE "B"
REPORT NO. 131
FIRE, LEGISLATION
AND HOUSING COMMITTEE

SUBDIVISION AGREEMENTS - ONTARIO HOUSING CORPORATION - H.O.M.E.

In recognition of the fact that Ontario Housing Corporation is providing serviced lots to prospective home owners at cost the following modifications to the standard form of subdivision agreement be approved:

1. Public Services (page 3 Boundary Streets)

Ontario Housing Corporation has not yet agreed that it will not oppose construction of a pavement on Portsmouth Avenue as a local improvement where Portsmouth Avenue abuts the subdivision. Ontario Housing Corporation have a policy of not agreeing to future local improvements and they question assessments for paving Portsmouth Avenue when there is a buffer strip between the lots and the pavement.

1. (4)

Ontario Housing Corporation has agreed to pay for the enlargement of the Churchill Sanitary Sewer if no other property benefits. If other properties benefit Ontario Housing Corporation would restrict its contribution to a pro rata basis on the estimated cost of $15,000.00.

1. (6) (e)

Normally construction work is carried out under the supervision of the City Engineer with the inspection being done by City Inspectors at the developer's expense.

Ontario Housing Corporation objects to this and will be responsible for its own supervision and inspection.

5. (2) Land for Municipal Purposes

Ontario Housing Corporation agrees to sell Block B to the City at $8,000.00 per acre, for 3.7 acres, plus interest at the rate being paid by Ontario Housing Corporation to the date of purchase by the City.

9. Future Local Improvement Charges

Ontario Housing Corporation agrees to deed a one foot reserve to prevent vehicular access to Portsmouth Avenue from the rear of any of the lots in lieu of restrictive covenants regarding access, but objects to any restrictive covenants stating that the City will not be required to pay any amount for the construction of future local improvements.

10. Financial Arrangements

Ontario Housing Corporation does not agree to make financial arrangements for contract administration and supervision of construction since their staff and consulting engineer will be responsible for this.

12. Inspection Fees

Normally the developer is required to make a deposit to cover inspection fees. Ontario Housing Corporation objects to making a deposit but is agreeable to pay inspection fees as the work progresses.

13. General

Ontario Housing Corporation objects to supplying two year maintenance bonds for City services and one year maintenance bonds for Public Utilities services but is agreeable to accepting responsibility for the services during these periods.

REPORTS (cont'd)

Report No. 131 - Fire, Legislation and Housing Committee: (cont'd)

SCHEDULE "B" (cont'd)

The Public Utilities Commission and Ontario Housing Corporation have reached agreement on various amendments to the standard form of subdivision agreement concerning utility services.

Alderman Webb presented Report No. 132 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clauses 13 to 16 and to the amendment of Clause 8 by inserting after the word "sites" - "at a cost not to exceed $8,350." for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Keenleyside, That Report No.132 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 132

To the Mayor and Members of Council. Kingston, November 22, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That the Association of Municipalities of Ontario be notified that the Corporation of the City of Kingston is prepared to support any action they may take to intervene at the Telecommunications Committee of the Canadian Transport Commission Hearings, to be held in Ottawa, Ont., on January 10th, 1973, with respect to an application filed by Bell Canada seeking approval of increases effective January 1st, 1973; on the understanding that costs will be shared on the same basis as costs have been shared in the past - i.e., a contribution by the City of 3/4 of a cent per capita.

   Note: The City's contribution for the March, 1972, Hearing was $441.38.

   CARRIED
   (Ald. McDougall and Ald. Vosper opposed.)

2. That, as recommended by the Rideaucrest Home Committee, since the Administrator will be absent from the Home for approximately three months, including vacation and sick leave, which has resulted in the Assistant Administrator having to carry out the duties of both the Administrator and Assistant, and since accounting procedures with respect to trust funds will be transferred from the Treasury Department to Rideaucrest Home, which function requires 2½ days per week by a clerk in the Treasury Department, and since the number of foster homes required for residents has increased substantially and more foster homes will be required in the future; additional staff at Rideaucrest Home be provided as follows:

   (1) One full time Clerk, Salary Group No. 3-03, whose duties will include trust fund accounting procedures, at a 1972 annual salary of $5,065., which is subject to a 70% subsidy from the Province, such position to be reviewed upon the Administrator's return; and

   (2) The position of Case Worker, who has additional duties because of the increase in foster homes, be reclassified from a part time position to a full time position on a temporary basis during the Administrator's absence, at an additional monthly salary of approximately $350.00, which is subject to 70% subsidy from the Province.

   CARRIED

REPORTS (cont'd)

Report No. 132- Finance and Accounts Committee: (cont'd)

3. That, as requested by Buy-Rite Gasoline Company Limited, Clause 7, Report No. 68, passed at the regular meeting of City Council held on June 12th, 1972, be amended by adding after the words, "concrete bases" in the final paragraph, the words, "at locations approved by vendor," so that the clause would read as follows:

> "That a by-law be presented to Council to authorize the purchase of 860 square feet of land for widening the north side of Princess Street in connection with the Traffic Circle Renewal Project from Buy-Rite Gasoline Company Limited, being part of Farm Lot 21, Concession I, City of Kingston, designated as PART 6 on Reference Plan 13R-335 for the sum of $4,034.00, being:
>
> | | |
> |---|---|
> | Land (at appraised value) | $3,870.00 |
> | Allowance for asphalt paving on land required for widening | $ 164.00 |
>
> \- and -
>
> on the understanding that the City of Kingston will be responsible for moving sign, floodlight, and ice vending machine on to new concrete bases at locations approved by vendor, and hooking-up the electrical circuits and will construct concrete curbing along the centre of the property's new Princess Street frontage in accordance with the City's by-law."

CARRIED

4. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a 24' wide full depth asphalt pavement, with 8' shoulders, on Counter Street, from 516' west of Sir John A. Macdonald Blvd. to Portsmouth Avenue, under the provisions of Section 12 of The Local Improvement Act, at an estimated cost of $131,000.00, as follows:

	Cost	Debenture
Owners' Share	$ 15,395.45	$ 15,395.45
Corporation's Share	57,802.28	57,802.28
M.T.C. Subsidy	57,802.27	-
Total	$131,000.00	$ 73,197.73

Note: The 1972 Capital Budget appropriation for this work is $77,000.00

(See By-Law 3: No. 7532) *CARRIED*

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend Schedule "A" of By-Law No. 7477, "A By-Law to Authorize the Execution of an Agreement with City Paving Limited for the Construction and Reconstruction of Certain Sidewalks," to provide that the uncompleted work be carried over to 1973 and that the contract completion date be extended to June 15th, 1973.

(See By-Law 4: No. 7533) *CARRIED*

6. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

   (A) amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriation as follows:

REPORTS (cont'd)

Report No. 132 - Finance and Accounts Committee: (cont'd)

6. (cont'd)

(A) (cont'd)

	Increase	Decrease
LOCAL IMPROVEMENTS		
Sanitary Sewer		
-Alfred, Concession Northerly	$ -	$33,500.00
Road Construction		
-Counter, W. of Sir John A. Macdonald to Portsmouth	-	3,802.00
-Kingscourt, Third to Fifth	-	16,225.00
-Barrack, Rideau to Wellington	-	5,500.00
-Ontario, Princess to Brock	-	1,041.00
Storm Sewers		
-Separation, Area "A" Phase I (increases allocation to $469,000.00)	60,068.00	-
	$60,068.00	$60,068.00

(See By-Law 6: No. 7535)

(B) authorize the construction of storm sewers and replacement of sanitary sewer on the streets listed below (Area "A", Phase I), under the provisions of Section 12 of The Local Improvement Act, at an estimated cost of $469,000.00:

Storm Sewers:

Street	From	To
Outlet (in easement)	Rideau St.	Great Cataraqui River (assumed by Corp'n.)
Dufferin	Rideau St.	Westerly 430'
Easement	430' W. of Rideau St.	85' S. of Dufferin St.
Bagot	85' S. of Dufferin St.	Southerly 100'
John	Bagot	Patrick

Sanitary Sewer Replacement (assumed by Corp'n)

John St., from 33'W. of Patrick St. to 54' E. of Patrick St.

	Cost	Debenture
Owners' Share	$ 8,123.88	$ 8,123.88
Corporation's Share	460,876.12	460,876.12
Total	$469,000.00	$469,000.00

(See By-Law 5: No. 7534) *CARRIED*

REPORTS (cont'd)

Report No. 132 - Finance and Accounts Committee: (cont'd)

7. That the account of Olivetti Canada Limited in the amount of $383.46 for 24 dozen typewriter ribbons, be approved for payment.

CARRIED

8. That J. L. Richards and Associates Limited be authorized to carry out aerial mapping, engineering investigation and report on both the Anderson property and the Hemlock Park property as waste disposal sites at a cost not to exceed $8,350; it being understood that no work shall be commenced until the consultants have determined:

(1) that an economical access can be provided to the Anderson property; and

(2) that there is a sufficient amount of clay fill and silt on the Hemlock Park property that would be suitable for cover to ensure an economical operation.

CARRIED AS AMENDED
(Alderman Keenleyside abstained from voting because of a declared conflict of interest.)

9. That NO ACTION be taken on the following resolution of the City of Welland:

> *"WHEREAS water pollution control and costs thereof are substantially determined by the Ontario Water Resources Commission and*
>
> *WHEREAS these costs are becoming a considerable item in local government budgets,*
>
> *THEREFORE BE IT RESOLVED that the Province of Ontario be asked to amend its grant regulations so as to provide a 75% subsidy on all costs involved in all matters of water management, including water supply, water control and water quality."*

(Note: The City's position as far as water supply is concerned is very good.)

CARRIED

10. That the following resolution of the City of Welland be endorsed:

> *"WHEREAS the Federal Municipal Grants Act provides for certain downward adjustments in the calculation of grants payable in lieu of taxes to local municipalities and whereas this is not equitable to other municipal taxpayers.*
>
> *THEREFORE BE IT RESOLVED that the Government of Canada be requested to amend their Municipal Grants Act to provide grants in lieu of taxes equivalent to taxes levied on all assessments subject to full taxation."*

CARRIED

11. That the following resolution of the City of Welland be endorsed:

> *"WHEREAS school rates of any description must be excluded from calculations on certain Provincial Government properties subject to the payment of a grant in lieu of taxes; and*
>
> *WHEREAS, this is not equitable to other municipal taxpayers;*
>
> *THEREFORE BE IT RESOLVED that the Provincial Government of Ontario be requested to amend their legislation to provide grants in lieu of taxes equivalent to taxes levied on all assessments subject to full taxation and in a similar manner relating to properties owned by the Hydro Electric Power Commission of Ontario."*

REPORTS (cont'd)

Report No. 132 - Finance and Accounts Committee: (cont'd)

12. That the following resolution of the City of Welland be endorsed:

> *"WHEREAS the Federal and Provincial Governments raise their revenue chiefly from sources which vary directly with economic activity; and*
>
> *WHEREAS revenue yields automatically increase during inflationary periods without an increase in rates; and*
>
> *WHEREAS municipal governments rely chiefly on realty taxes and rising costs must be met by increasing the mill rate on assessed property;*
>
> *THEREFORE BE IT RESOLVED that for municipalities to receive a meaningful distribution of the tax dollar, the Federal-Provincial-Municipal tax system should be redesigned in a comprehensive and co-ordinated manner and that the Provincial Government be urged to continue their study in order to improve the existing system."*

CARRIED

13. That copy of the draft lease between the City of Kingston and Kingston's Home for the Handicapped Inc., as attached to the official copy of the Minutes of a meeting of the Finance and Accounts Committee held on November 27th, 1972, be approved and referred to the Ministry of Community and Social Services for their approval.

CARRIED

14. That, as recommended by the Fire, Legislation and Housing Committee, to provide additonal funds required for repairs to the 1965 LaFrance Elevated Platform fire truck, the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE COMMITTEE UNCLASSIFIED		
- Contingencies	$ -	$1,491.00
FIRE DEPARTMENT ACQUISITION & OPERATION OF EQUIPMENT		
- Mntce. Auto Equipment	$1,491.00	-

CARRIED

15. That, as recommended by the Fire, Legislation and Housing Committee, the following budget appropriation transfer be approved:

	Increase
REVENUE	
Licenses and Permits	
- Bicycles	$2,000.00
EXPENDITURES	
Fire, Legislation & Housing	
Protection to Persons and Property - Unclassified - Bicycle Licenses	$2,000.00

CARRIED

REPORTS (cont'd)

Report No. 132 - Finance and Accounts Committee: (cont'd)

16. That, as recommended by the Public Works Committee, by-laws be presented to Council to:

(A) amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget for the City of Kingston (1972-1976)," to approve the internal transfer of Public Works Committee appropriations as follows:

	Increase	Decrease
GENERAL RATE PROJECTS		
Sanitary Sewers		
-North End Sewer - Capacity Improvement	$ -	$68,000.00
-Portsmouth Park, Kennedy St., Yonge Street (new heading)	$68,000.00	-

(See By-Law 6: No. 7535)

- and -

(B) authorize:

(i) the construction of a new 24" diam. sanitary sewer in Portsmouth Park from the Pumping Station to Kennedy Street;

(ii) the replacement of the existing 18" diam. sanitary sewer in Kennedy Street with a new 24" diam. sanitary sewer, from the new 24" pipe to Yonge Street; and

(iii) the replacement of the existing sanitary sewers in Yonge Street with an 18" diam. sanitary sewer from 30' north of Kennedy Street to 160' north of Church Street;

at an estimated cost of $118,000.00, as a charge against the general rate, to be financed as follows:

	Cost	Debenture
Corporation's Share	$ 68,000.00	$ 68,000.00
Contribution - Queen's University	38,000.00	-
Reserve Fund	12,000.00	-
Totals	$118,000.00	$ 68,000.00

(See By-Law 12: No. 7536)

CARRIED

Respectfully submitted,

(signed) E. V. Swain (CHAIRMAN)
G. L. Webb
J. L. Keenleyside
K. Keyes
D. G. Timmins
D. J. Travers

UNFINISHED BUSINESS

Alderman Keenleyside filed a proposal for creating as successor organizati to Eastern Ontario Development Council for distribution to the Members of Council.

Alderman Hagerman said the Police Commission and the Police Department are being criticized for political purposes. People should be told of the composition of the Commission. Two members are ex officio - the Mayor and the County Judge. The other Member is appointed by the Provincial Government. Problems in law enforcement may be the lack of training in Kingston and elsewhere. Criticism of police does not help their morale.

Mayor Swain said he was appointed to the Provincial Task Force on Police. The purpose is to review the needs for policing in the next twenty years; to examine the role of the local police, Provincial police and R.C.M.P; training courses not only at Police College but in-service training; the composition of the Police Commissions. The Task Force has held its first meeting and will be holding future meetings around the Province. People in Kingston will have an opportunity to submit briefs. Areas where interest is shown will have meetings held in their areas. The Task Force has a broad representation. He hoped Councils will indicate what type of Police Commission they prefer all elected, all civil servants, or all members of the judiciary. The Task Force is interested in broad problems, not local delays of justice. The Task Force would like written briefs. Members of Council should prepare a submission now.

Alderman Matthews said anyone running for office should be free to say what he wishes. Police morale across the Province is at an all time low because of the Bail Reform Act. Offenders are arrested but are let go to commit further offences. The Federal Government should review legislation. The Police Commission should be elected. Judges should also be elected.

Alderman Timmins said he agreed with Alderman Hagerman, that Police morale is being lowered by insinuations. He was opposed to elected officials on the Police Commission, except for the Mayor.

Mayor Swain said that during the election many candidates are unfamiliar with restrictions on the authority of a municipal council. Only after the election do candidates realize the limitations on the power of Council. Present members of Council who express critical views of the staff or police should know it may hurt morale. Candidates should attempt to get background information before making statements.

Alderman Watts outlined the progress on the Headway Project north of Weller Avenue. Land will be deeded to O.H.C. for geared-to-income housing, 246 units on November 30th and 52 Senior citizen units. Block "A" will have a small shoppingplaza with grocery store, laundramat and drugstores and Block "B" will be an apartment area. C.M.H.C. mortgage of $6,000.00 has been approved. A Building permit for O.H.C. project will be taken out by the end of the month.

Alderman Watts tabled the letter from Headway's solicitors setting out the above information.

Alderman Wats said he was pleased that the Provincial Government has looked favourably on St. Mary's of the Lake building programme of $5,000.00.

Alderman Watts said with new Provincial priorities he was concerned about the proposed Home for the Aged at 370 King Street. In 1973 Council should proceed with the senior citizens project on Bagot and Johnson Street.

BY-LAWS

Council consented to the additon of By-Law No. 12 and to the addition of "Clause 16A, Report No. 132, 1972" to By-Law No. 6, for presentation to Council.

(a) Moved by Alderman Webb,
Seconded by Alderman Brightman,

That By-Laws 2 to 6, plus 12, receive their first reading.

CARRIED

(b) As requested Mayor Swain ruled that By-Law No. 1 be voted on separately.

Moved by Alderman Webb,
Seconded by Alderman Keenleyside,

That By-Law No. 1 be referred to the 1973 Finance and Accounts Committee.

LOST 7:7

Alderman Webb requested a recorded vote on the original motion. The vote was as follows:

YEAS: Ald. Cook, Ald. Hagerman, Ald. Keyes, Ald. Matthews, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.

NAYS: Mayor Swain, Ald. Brightman, Ald. Keenleyside, Ald. McDougall, Ald. Speal, Ald. Webb.

CARRIED 8:6

(c) Moved by Alderman Brightman,
Seconded by Alderman Cook,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 6, plus 12, their second reading.

Ald. J. L. McDougall, Chairman.

CARRIED

As requested By-Law No. 1 was voted on separately.

Alderman Webb requested a recorded vote. The vote was as follows:

YEAS: Ald. Cook, Ald. Hagerman, Ald. Keyes, Ald. Matthews, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts.

NAYS: Mayor Swain, Ald. Brightman, Ald. Keenleyside, Ald. McDougall, Ald. Speal, Ald. Webb.

CARRIED 8:6

(d) Moved by Alderman Hagerman,
Seconded by Alderman Keenleyside,

That Council rise from the Committee of the Whole and the Chairman report that the By-Laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(e) Alderman McDougall reported that By-Laws 1 to 6 and 12 had been considered in the Committee of the Whole and have received their second reading with Alderman Webb opposed to By-Law No. 1.

Y-LAWS (cont'd)

(f) Moved by Alderman Keyes,
Seconded by Alderman Matthews,

That Rule 35 be suspended for the purpose of giving By-Law No. 6 its third reading.

CARRIED

(g) Moved by Alderman McDougall,
Seconded by Alderman Speal,

That By-Laws 6 to 11 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 1, 1966, "A By-Law to Regulate Council Procedures" (Committee of the Whole)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7530)
Clause 2, Report No. 124, 1972.

FIRST READING - CARRIED 8:6
SECOND READING - CARRIED 8:6
(Ald. Webb opposed.)

(2) A By-Law to Authorize the Execution of An Agreement With Ontario Housing Corporation (Subdivision: H.O.M.E. Project On Former Kingston Psychiatric Hospital Property On Mowat Avenue)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7531)
Clause 4, Report No. 131, 1972.

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(3) A By-Law to Authorize the Construction of An Asphalt Pavement On Counter Street, From 516 Feet West of Sir John A. Macdonald Blvd. to Portsmouth Avenue Under the Provisions of Section 12 of The Local Improvement Act

(FIRST AND SECOND READINGS) (PROPOSED NO. 7532)
Clause 4, Report No. 132, 1972.

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(4) A By-Law to Authorize the Execution of An Agreement With City Paving Co. Limited to Amend Contract 72-1W(R) For Construction and Reconstruction of Concrete Sidewalks (Extension of Completion Date)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7533)
Clause 5, Report No. 132, 1972.

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(5) A By-Law to Authorize the Construction of Certain Storm Sewers and Replacement of Certain Sanitary Sewers Under the Provisions of Section 12 of The Local Improvement Act (Area "A", Phase I)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7534)
Clause 6B, Report No. 132, 1972.

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

(6) A By-Law to Amend By-Law No. 7202, "A By-Law to Adopt a Five-Year Capital Budget For the City of Kingston (1972-1976)" (Revision No. 8)

(THREE READINGS) (PROPOSED NO. 7535)
Clause 6A, Report No. 132, 1972.
- and -
Clause 16A, Report No. 132, 1972.

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0
THIRD READING - CARRIED 14:0

BY-LAWS (cont'd)

(7) A By-Law to Authorize the Execution of An Agreement With St. Mary's of the Lake Hospital to Permit Dumping of Excavated Material From New Hospital Building At Breakwater Site On King Street

(THIRD READING) (PROPOSED NO. 7432)
Clause 17, Report No. 82, 1972.

THIRD READING - CARRIED 14:0

(8) A By-Law to Authorize the Reconstruction of Certain Sidwalks Under the Provisions of Section 12 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7458)
Clause 28B, Report No. 92, 1972.

THIRD READING - CARRIED 14:0

(9) A By-Law to Authorize the Execution of An Agreement With Taggart Construction Limited For the Construction of Storm Sewers and Sanitary Sewers (Contract 72/11W)

(THIRD READING) (PROPOSED NO. 7479)
Clause 2, Report No. 94, 1972.

THIRD READING - CARRIED 14:0

(10) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In The Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1 and 6, Report No. 120)

(THIRD READING) (PROPOSED NO. 7515)
Clause 1, Report No. 120, 1972
- and -
Clause 6, Report No. 120, 1972.

THIRD READING - CARRIED 14:0

(11) A By-Law to Authorize the Execution of An Agreement With John Burke Sampson (Lease: "Division Street Quarry" For a Snow Dumping Site-November 15th, 1972 to May 1, 1973)

(THIRD READING) (PROPOSED NO. 7524)
Clause 4, Report No. 122, 1972.

THIRD READING - CARRIED 14:0

(12) A By-Law to Authorize the Construction of Certain Sanitary Sewers and Replacement of Certain Sanitary Sewers (General Rate)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7536)
Clause 16(B), Report No. 132, 1972.

FIRST READING - CARRIED 14:0
SECOND READING - CARRIED 14:0

MOTIONS

(1) Moved by Alderman Speal,
Seconded by Alderman Webb,

That Council extend its best wishes to Col. D. MacLean on his retirement as Commander of Base Kingston.

CARRIED

(2) Moved by Alderman Speal,
Seconded by Alderman Webb,

That Council extend its congratulations to Col. John Knowlton on his appointment as Commander of Base Kingston.

CARRIED

MOTIONS (cont'd)

(3) Moved by Alderman Cook,
Seconded by Alderman Hagerman,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 10:00 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR

The Regular Meeting of City Council Will be Held in the Council Chamber, County Court House, on Monday, December 11, 1972, at 8:00 P.M.

Local Govt.

ROLL CALL

TABLING OF DOCUMENTS

(104) The Children's Aid Society of the City of Kingston and County of Frontenac monthly statement showing actual expenditures to October 31, 1972.

(Note: Copies distributed to each Member of Council.)

(105) Urban Development Institute, Ontario, brief entitled *Residential Land Development in Ontario* a submission to the Honourable William G. Davis, Q.C., Premier, and the Government of Ontario.

(Note: Copies distributed to the Mayor, Director of Planning and Urban Renewal and Commissioner of Works.)

MINUTES

That the Minutes of City Council Meeting No. 23, held on November 27, 1972, be adopted as printed.

COMMUNICATIONS

To Be Filed:

(456) From Mr. Scott C. Somerville, Financial Management Advisor, Lake Ontario Regional Office, Trenton, enclosing the following schedule of selected financial information respecting the current operating position of the municipalities within the County of Frontenac extracted from the 1971 Municipal Financial Reports:

"MUNICIPALITIES IN THE COUNTY OF FRONTENAC
SELECTED FINANCIAL INFORMATION AT DECEMBER 31, 1971
RESPECTING CURRENT OPERATION POSITION

MUNC.	Taxation Revenue	---Tax Arrears---			Res. For Working Funds	(Deficit) Surplus	Temp Borrowings	Int. on Temp. Borrowings Expressed as Local Mill Rate
		Total 1971	%of Levy	%For Prev. Yr.				
Kingston	11,600,198.	781,285.	6.7	6.5	62,540.	172,438.	Nil	0.2
Twp. of Barrie	80,311.	16,042.	20.0	18.4	Nil	14,602.	16,245.	1.0
Twp. of Bedford	127,911.	48,990.	38.3	37.4	37,500.	3,069.	50,000.	1.1
Twp. of Clarendon & Miller	58,190.	9,474.	16.3	14.7	5,800.	2,967.	15,797.	7.6
Twp. of Hinchinbrooke	88,535.	24,967.	28.2	33.3	62,000.	24,196.	Nil	0.8
Twp. of Howe Island	19,380.	9,089.	46.9	54.7	6,995.	(6,575.)	15,068.	0.9
Twp. of Kennebec	55,898.	18,457.	33.0	41.5	6,000.	17,479.	45,000.	3.5
Twp. of Kingston	2,747,744.	315,308.	11.5	12.9	-	68,441.	474,000.	0.6
Twp. of Loughborough	224,139.	64,573.	28.8	29.3	Nil	52,794.	76,000.	0.6
Twp. of Olden	45,457.	13,947.	30.7	38.9	9,500.	17,307.	10,887.	1.6
Twp. of Oso	75,590.	16,087.	21.3	16.3	12,500.	9,035.	Nil	Nil
Twp. of Palmerston & N. & S. Canonto	29,680.	4,535.	15.3	19.9	Nil	20,205.	31,019.	1.3
Twp. of Pittsburgh	508,803.	105,112.	20.7	21.9	Nil	94,339.	68,000.	Nil
Twp. of Portland	285,999.	76,826.	26.9	31.0	Nil	58,551.	18,000.	0.3
Twp. of Storrington	234,245.	42,026.	17.9	24.1	56,605.	4,184.	Nil	Nil
Twp. of Wolfe Island	131,000.	38,661.	29.5	29.6	9,400.	(9,693.)	31,000.	2.0
County of Frontenac	774,434.	434,794.	56.1	17.2	Nil	181,629.	450,000.	N.A."

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(457) From Mr. A. Bowie, Secretary Treasurer, Public Utilities Commission, copy of a letter addressed to Council, dated December 5th, 1972, and signed by Commissioner Robert H. Hay, a copy of a memorandum of comment he prepared for the members of the Commission and copies of Report No. 1, Task Force Hydro.

(Note: Copies distributed to each Member of Council.)

(458) From Mr. A. Bowie, Secretary Treasurer, Public Utilities Commission copies of information on Report No. 1 - Task Force Hydro which have been received from the Ontario Municipal Electric Association, O.M.E.A. letter dated November 28th, 1972, addressed "Dear Mr. Commissioner" and signed by A. McGugan, President and O.M.E.A. Open Letter to Members of the Ontario Legislature, dated November 23, 1972, with attached report.

(Note: Copies distributed to each Member of Council.)

(459) From the Honourable Gordon Carton, Q.C., Minister of Transportation and Communications authorizing a 1972 subsidy allocation for the municipality of Kingston in the amount of $209,500.00 for public transportation.

(460) From Mr. R. J. Miller, Municipal Auditor, Ministry of Transportation and Communications, Downsview, enclosing a copy of the Audit Report on the Road Expenditures of the City of Kingston for the year 1971.

(461) Copy of a letter from Mr. A. Bowie, Secretary-Treasurer, Public Utilities Commission, to the Ontario Housing Corporation, outlining the following changes of the Kingston H.O.M.E., Mowat Property, Portsmouth Avenue, City of Kingston, agreement dated September 8, 1972:

"Page 3 - *Buffer Strips - delete words "Hydro Electric Power"*

Page 3 - *Boundary Streets - 1st para - add after Services "including an 8" watermain with hydrant"*

Page 4 - *Para 6(d) - add at end after City, "and the Commission"*

Page 5 - *Para (9) - add after specification in Line 2 "and Estimates"*

Page 7 - *Para 6 and Sch. "C" - as soon as a Plan is available to the Commission we will have our required easements marked thereon so that our standard easement document may be completed by the parties.*

Pages 8, 9 and 10 - *Section 6 - we have retyped completely - appropriate pages are attached.*

Page 11- *Clause 12 - Inspection Fees - add after resident Supervision "and $1,400.00 with the Commission for watermain chlorination and inspection."*

Schedule "C" - *Add to this schedule - "Block C (the 20 ft. strip north side of Commission substation) shall be sold to the Commission by the owner at a price to be negotiated."*

Other Changes in Agreement

6(b) *Brief reference to underground services eliminated.*

More details of installation in new 6(j) as follows:

(i) Electrical services shall be installed underground by the Commission. The Commission shall supply and install, on easements and in trenches provided by the Subdivider, the electrical components of the underground distribution system. The Subdivider shall at his own expense excavate, install sand padding and backfill the said trenches all according to the Commission's requirements and specifications, and provide transformer foundations required to the Commission's specifications.

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(461) (cont'd)

Where the rear boundaries of lots in a proposed subdivision will abut continuously against the easement for existing overhead electric distribution lines, such lots, but only such lots in the proposed subdivision, may be served from such existing overhead lines.

Overhead services in such locations shall be installed by the Commission up to a maximum distance of 100 ft. from the property line. For services longer than 100 ft., the extra length will be at the expense of the owner.

Subdivider will rough grade the easements provided for the electrical distribution system to within 6" plus or minus of the final grade. If any changes in grade are made after the installation of the electrical distribution system has commenced, then the Subdivider or the owner must pay the full cost of any changes required to be made in the systems as a result of the grade change.

(ii) Underground services from the property line to the house will be installed by the Commission in a trench to be provided by the Subdivider or the home owner, the trenching, sand padding and backfilling to be done by the Subdivider or the home owner in accordance with the requirements of the Commission. The installation of the cable will be at the Commission's expense up to a maximum length of 70 ft. from the property line or to the wall of the building, whichever is the lesser. Cable required beyond these limits will be at the expense of the owner.

Street lighting and the underground system supplying it shall be installed by the Commission at the Owner's expense in accordance with the Commission's specifications.

To Be Referred to the Public Library:

(462) From C. J. S. Apps, Minister of Correctional Services, Toronto, acknowledging receipt of resolution (R.125(7)72), of the City of Sarnia, endorsed by the City of Kingston concerning the reduction of library grants and stating that the tentative plan at this stage is to retain the "floor" provision of $1. per capita for the year 1973.

To Be Referred to the Public Works Committee:

(463) From Mr. B. J. McCaffery, Secretary-Treasurer, Ontario Good Roads Association, St. Thomas, Ontario, enclosing 1973 Convention of the Ontario Good Roads Association information concerning dates and place, programme highlights, registration fee, ladies programme and a Membership fee invoice.

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board:

(464) From Mr. James R. Herrington, Herrington and Tait, Barristers and Solicitors, 159 Wellington Street, Kingston, stating:

> *"Sometime last winter without any notification to the owners of the properties involved the City of Kingston passed a by-law which effectively reduces the density of dwelling units on our lands at 305 to 329 Brock Street from a possible 150 units down to 24 units.*
>
> *Hemlock Park Dairy Limited has owned a good portion of these lands and pay taxes to the City of Kingston since the 1930's and has directly and indirectly over Three Million Dollars, (3,000.000.00) invested in real estate in the immediate area including the Brock Tower Apartments at the corner of Division and Brock Streets and the Skyline Apartments immediately across from the subject lands.*
>
> *These properties were assembled over a long period of time at considerable expense for the purpose of residential high rise development under the then existing zoning which permitted unlimited density on the lands restricted only by the height formula of the distance from the centre line of the street to the face of the building.*
>
> *The density permissible under the by-law prior to the amendment encouraged land assembly at a cost economically liable to the density permitted or somewhere in the neighborhood of Three Hundred Thousand Dollars, ($300,000.00) for the site based on Two Thousand Dollars, ($2,000.00) per unit for one hundred and fifty units.*
>
> *By the reduction of the residential density on these lands by their amendment to the existing zoning by-law the City has arbitrarily, and without notice, in one fell swoop reduced the value of these lands to Forty-Eight Thousand Dollars ($48,000.00) based on a value of Two Thousand Dollars, ($2,000.00) per unit for a permissible 24 units under the amended by-law. This devaluation is not just hardship but constitutes an economic disaster for the owner of the lands. The situation is also ludicrous from the point of view that the lands are mortgaged for a value in excess of One Hundred and Seventy-Five Thousand Dollars, ($175,000.00).*
>
> *Due to the amendment restricting the density on these lands wer are not able to dispose of them for even half of their mortgage value nor are we able to proceed with an economically liable residential development as we had planned and have had plans for since 1967. We understand that the building inspector has been instructed not to issue a building permit and we therefore request that the City grant exemption under the by-law covering these lands or that the City proceed immediately to obtain a date for a hearing on this matter from the Ontario Municipal Board.*
>
> *At present negotiations for the sale or development of this property are thwarted and frustated by the City's action in this connection and we are suffering severe damages pending either an exemption under the by-law or an Ontario Municipal hearing which we have no doubt will not approve of the by-law in it's present form.*
>
> *I wish to make it clear that we have not bought and assembled lands which were not zoned for the purpose for which we intended to use them. They were. Nor are we asking for a zone change to permit a different use for our lands or differ density than that which already existed when we acquired them. Nor are we asking for any special consideration or favours from the City of Kingston. We are merely asking that the zoning in density which existed on the lands when they were acquired by us and which has existed over a great number of years of our ownership of the subject lands be left the way it was which is why we acquired the lands in the first place and paid the high prices which we did pay for it.*
>
> *There is an old maxim in the law that the law should be certain so that the citizens know within what limits they can act and it was on this understanding and certainty of the density that the property was acquired. Your immediate advice and comments in this connection would be appreciated."*

COMMUNICATIONS (cont'd)

To Be Referred to the Fire, Legislation and Housing Committee:

(465) From Mr. T. J. Ryder, M.I.M.A., Regional Assessment Commissioner, Lennox and Addington, Frontenac Assessment Office stating:

> *"The assessability of mobile homes is continually a challenging problem. However, I would like to point out our position.*
>
> *If a trailer ceases to be a vehicle and becomes attached to the land it becomes real estate and assessable under the Assessment Act. Each mobile home or trailer has to be individually studied for permanence, degree of control by the occupant and the intended use to determine if it is real estate within the meaning of the Act.*
>
> *No one set of rules can be issued to ascertain the assessability of all mobile homes or trailers. However, there are certain features that indicate permanence and subsequent assessability, such as:*
>
> - *built up foundation*
> - *removal of wheels and tongue*
> - *additions added thereto*
> - *separate hook-up to septic tank and well*
>
> *If such a structure is assessed and taxed within the meaning of the Act, I feel that it would amount to double taxation if such structures were also charged a license fee. However, the application and charging of a trailer license fee is the prerogative of the respective municipality.*
>
> *If further clarification of our position is required, please feel free to contact me."*

To be Referred to the Finance and Accounts Committee:

(466) From Mr. E. H. Hare, Chairman, Public Utilities Commission, stating that a request for funds for new buses was sent under separate cover and also requesting that a meeting be set up as early as possible in 1973 with the Finance and Accounts Committee and other interested Aldermen to discuss transit matters such as Financing, the present passenger trends, the Dial-A-Bus operation, and difficulties the Commission is experiencing which could be helpted by assistance from Council and other matters. The Commission feels that as the Transit System is of interest to all citizens in the city, the proposed meeting could be mentioned in the Mayor's Inaugural speech, which receives careful consideration by Committees early in the new year.

(467) From the City of Windsor stating:

> *"As a result of the decision made by the Telecommunication Committee of the Canadian Transport Commission (File No. C.955. 181 dated May 19th, 1972) the Bell Telephone Company has been granted permission to increase its rates in the City of Windsor as follows:*
>
> *(1) Business line rates increase from the present $12.50 to $14.90 which in a period of 11 months, following three increments, represents a 19.2% increase;*
>
> *(2) Individual residential rates increase from the present $5.15 to $5.80 which in a 11 month period, represents an increase of 12%.*
>
> *The outcome of the permitted rate increases has placed an additional cost factor upon the operations of businesses located in the community. These additional cost factors will undoubtedly be passed on to the consumer, who is also recovering from the impact of the recent increases in residential rates. Needless to say, the overall effect of such rate increases places an undue hardship and additional strain upon the economy of the community.*

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee: (cont'd)

(467) (cont'd)

By application dated November 10th, 1972, Bell Canada is once again applying for revisions to tariffs off rates for service, equipment and facilities. The Windsor City Council is of the opinion that prior to granting any increase to Bell Canada, the capability of the residents of the community to pay such an increase should be seriously weighted. Rapidly rising costs in any commodity cannot be tolerated at a time of high unemployment and an inflationary rate.

The Windsor City Council urges our senior governments to oppose any application by Bell Canada for rate increases pending the outcome of the following actions:

(a) re-evaluation of the methods employed by and the role of the Canadian Transport Commission in processing applications for rate increases by Bell Canada;

(b) completion of a study of the Telecommunications Industry by the Ontario Government

Windsor City Council has opposed previous rate increase granted Bell Canada and will continue to do so until such time as adequate answers are obtained to the two aboved noted points."

To Be Referred to the Finance and Accounts Committee and the Police Commission:

(468) From Mr. Hugh A. Crothers, Task Force on Policing in Ontario, Toronto, enclosing the following terms of reference and stating that the Task Force is prepared to conduct hearings throughout the Province with locations of such hearings determined to a large extent by the prior submission of written briefs no later than February 1, 1973:

"TASK FORCE ON POLICING IN ONTARIO

TERMS OF REFERENCE

The task force will examine the state of policing in Ontario; analyze present and future needs; study alternative approaches related to these needs; and make recommendations to the Solicitor General.

Specific matters to be examined will include:

1. *An analysis and forecast of the extent and nature of future policing needs in the Province in the 1970s.*
2. *The division of policing responsibility between the Ontario Provincial Police, regional and municipal police forces and their relationships and jurisdictions with respect to other police forces - both geographically and in respect of services provided. This will also include examination of the division of responsibility in such areas as criminal intelligence services, the enforcement of traffic by-laws, the King's Highways and Provincial Parks.*
3. *The financing of police services in Ontario.*
4. *The process of designation of municipalities including the amalgamation of forces and alternate means of designation.*
5. *Police manpower planning and development, including recruitment; manpower utilization; promotional qualifications and procedures; and management development, training and standards.*
6. *The administration of police forces including the concept of Board of Commissioners of Police and other governing bodies, as well as their make-up.*
7. *The functions and role of the Ontario Police Commission and the relationship between the O.P.C. and the Ontario Provincial Police.*
8. *The relationship between the police and the public in the light of changing social attitudes and expectations."*

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Finance and Accounts Committee:

(469) From Mr. A. Bowie, Secretary Treasurer, Public Utilities Commission, notifying that the following resolution was passed at a regular meeting on December 4, 1972, of the Public Utilities Commission and submitted to the Finance and Accounts Committee on December 6, 1972:

> *"That we request City Council to take the earliest action to provide funds in the amount of $160,000.00 for the purchase of new rolling stock, it being noted from the Premier's recent Public Announcement on Transportation matters that the Province of Ontario will provide a subsidy of 75% of the cost of new equipment, and that is is understood that this subsidy becomes effective from 3rd December 1972."*

Also enclosed are copies of up-to-date statistics on passenger loading to the end of November on the system as a whole and weekly loadings for the Dial-A-Bus operation.

PETITIONS

REPORTS

REPORT NO. 133

To the Mayor and Members of Council

Kingston, Ontario.
December 5, 1972.

The Traffic and Streets Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

   (a) that parking be prohibited on the north side of Colborne Street from Division Street to Chatham Street.

   (b) that parking be prohibited on both sides of Collingwood Street from Union Street to Earl Street from 10:00 a.m. to 11:00 a.m. and 2:00 p.m. to 3:00 p.m.

   (c) that parking be prohibited on the east side of Wellington Street from Queen Street 50 feet southerly and that the one hour limit parallel parking area on the east side of Wellington Street north of Princess Street be extended 40 feet northerly.

   (d) that Durham Street be made a through street from the west side of Victoria Street to the east side of Macdonnell Street.

   (e) that the loading zone on the west side of Sydenham Street between Princess and Queen Streets be removed.

Respectfully submitted,

CHAIRMAN.

The Traffic and Streets Committee May Present the following clause:

2. WHEREAS Sir John A. Macdonald Boulevard is not only designated as an at-grade expressway on the Official Plan, but it is also the backbone of the official plan of Major Streets;

   AND WHEREAS an at-grade expressway's sole function is the movement of high volumes of traffic at relatively high speeds;

   AND WHEREAS it is the intent of the Official Plan to fulfill the function of Sir John A. Macdonald Boulevard by limiting access to Sir John A. Macdonald Boulevard (except where it is not practical to provide access from another street) and by high road design standards;

   AND WHEREAS the Traffic and Streets Committee and Council have opposed and refused other requests for access to Sir John A. Macdonald Boulevard;

   AND WHEREAS the West Campus has good access to Union Street and Johnson Street;

   AND WHEREAS the existing peak hour exit volumes from the West Campus are less than 20% of the existing capacity of the Union Street and the Johnson Street exits;

2. Cont'd.

AND WHEREAS a special meeting was held on November 29, 1972, with officials of Queen's University in attendance in an attempt to reach a tentative solution;

AND WHEREAS Queen's University has two legal accesses to Sir John A. Macdonald Boulevard at the tower and at the farm house;

AND WHEREAS allowing Queen's University to construct the access would, as per the proposed agreement, reduce the number of legal accesses from two to one.

Resolved, that Queen's University be permitted to construct one right turn only entrance and exit on Sir John A. Macdonald Boulevard approximately 170 feet north of the water tower, the design, location and right to negotiate the future closing of the access to be in the form of an agreement to be approved by Council, and that the aforementioned agreement include the closing of any other access to Sir John A. Macdonald Boulevard;

- and -

further that Queen's University be requested to erect signs and physically prohibit left turns in and out of their existing temporary road to Sir John A. Macdonald Boulevard (approximately 50 feet north of the water tower) prior to September 1, 1973.

Public Works Report No. 134

December 5, 1972

To the Mayor and Members of Council

Gentlemen:

The Public Works Committee recommends as follows -

1. That the following accounts be paid -

W.R.McRae Co Ltd - $466.20 - street broom heads -
Robert J.Lappan - $1332.00 - rental of backhoe for reconstruction of curbs - lowest quotation received.
Edwards Ford Mercury Sales Ltd - $507.37 - equipment repair parts
Muttart Builders' Supplies - $833.01 - miscellaneous lumber supplies - lowest quotation received.

2. That, as recommended by the Purchasing Agent in his Summary of Tender No.72-45. the tender of Goodyear Service Store (Kingston), for the supply of tires and tubes for the various automotive vehicles and industrial equipment of the Corporation, be accepted.

Note - The Purchasing Agent has pointed out that, while the prices submitted by Attersley Tires may, in general, seem to be slightly lower, any saving which may be realized would be more than offset by the higher rates for repairs and road service, charged by this Company.

3. That, as recommended by the Purchasing Agent in his Summary of Tender No.73-1, the tender of L.Ruttan Haulage for supply of 50,000 cy, more or less, of earth fill at 73 cents per cy, be accepted being the lowest tender received.

......./2

4. That extra work order No.7 on Contract 72/11W with Taggart Const Co Ltd for construction of sewers in Area "C", Phase VI, Part 1, in the amount of $2300.00, be authorized for the following work -

Due to space conflict relocate approximately 40 lin. ft. of 6" watermain at Mack and Helen Streets on a time and materials basis.

Note The contract allows $11,000.00 for extra work. The estimated cost of the extra work authorized to the present amounts to $5270.00 leaving an estimated balance of $5730.00 under this item.

Respectfully submitted,

Chairman

REPORT NO. 135

To the Mayor and Members of Council:

The Rideaucrest Home Committee may present the following clauses:

1. That the account of Canada Packers Limited in the amount of $324.05, being the lowest quotations received for various items of meat supplies for Rideaucrest Home, be approved for payment.

2. That the account of Burns Foods Ltd. in the amount of $435.07, being the lowest quotations received for various items of meat supplies for Rideaucrest Home, be approved for payment.

3. That, at their meeting to be held on December 14th, 1972 the Rideaucrest Home Committee be authorized to accept tenders for Sundry Food Supplies for Rideaucrest Home for the months of January, February and March, 1973.

Parks, Recreation and Property Report No. 136

December 6, 1972

To the Mayor and Members of Council

Gentlemen:

The Committee on Parks, Recreation and Property recommends as follows -

1. That the following accounts be paid -

Pacific Stage Lines - $610.00
Hotel Fort Gary - $376.72
C.N.Passenger Service - $5326.25
Hotel Vancouver - $3276.00

Note The above expenditures are associated with the Senior Citizens Westward Ho The Wagon Trip which was financed from a Federal Government Grant and from Community Programs revenue.

J.Hungerford Smith Co Ltd - $467.00 - hot chocolate drink base for canteens at the Youth Centres.

Respectfully submitted,

Chairman

REPORT NO. 137

TO THE MAYOR AND MEMBERS OF COUNCIL   KINGSTON, December 7, 1972.

THE CITY OF KINGSTON PLANNING BOARD REPORTS AND RECOMMENDS AS FOLLOWS:

1. That whereas application has been made by Mr. Irving Rosen to rezone a 30.47 acre parcel being Part of Lot 22, Con. 3, in the City of Kingston on Counter Street from M3 to M4 (Industrial) of By-Law 3078;

   And Whereas the applicant proposes to use the land for the purpose of operating a secondary steel material outlet including scrap ferrous and non-ferrous metals, a new steel warehouse and the reconditioning and selling of used machinery;

   And Whereas in the opinion of the Planning Board these uses can be compatible with the surrounding uses as well as other permitted uses in the M3 zone and that there are valid locative factors inherent in this particular site which are conducive to the establishment of these activities:

   (1) By-Law 3078 be amended to provide that the area of land consisting of 30.47 acres on the north side of Counter Street as shown on the Plan of Survey of Part of Lot 22, Con. 3, City of Kingston, by Allen R. Burgham, O.L.S., dated January 19, 1972, be rezoned from M3 to M3 (modified) so that the permitted uses and regulations of the M3 zone shall apply except that:

      (a) PERMITTED USES SHALL ALSO INCLUDE:

         (i) New steel material outlet and warehouse.

         (ii) Reconditioning and selling of used machinery.

         (iii) Scrap ferrous and non-ferrous metal storage.

      (b) Notwithstanding the above the area to be used for scrap ferrous and non-ferrous metal storage shall be restricted to an area on the subject property north of a line 190 feet from Counter Street to be adequately screened with said screening to be satisfactory to the City.

      (c) No building be constructed on, nor any industrial land use occupy, any portion of the subject property which is less than 100 feet from Counter Street and that these lands which are less than the 100 feet from Counter Street shall be used solely for the purposes of landscaping, parking in association with the permitted uses on the remaining lands and access to these lands.

   (2) That the foregoing amendment to the Zoning By-Law 3078 shall be subject to the following conditions:

      (a) Deeding of a 26 foot strip of land along Lappan's Lane where it abuts the subject property to the City for road widening purposes.

      (b) Deeding of a 20½ foot strip of land along the western boundary of the subject property to the City for road widening purposes and that a 20½ foot strip of land along the western boundary of the subject property be purchased by the City at the per acre rate that the applicant paid for the property for road widening purposes.

      Or Alternatively

      Subject to the concurrence of the Engineering Dept.

(2) (b) cont'd.

the watercourse be diverted to the western boundary of the property and that a 41 foot strip of land along the western boundary of the subject property be deeded to the City for the watercourse and for road widening purposes.

(c) That a one foot reserve along the western boundary of the subject property be deeded to the City.

(d) That the owner agrees that a restrictive covenant in a form satisfactory to the City Solicitor shall be prepared and executed by the Owner and the City, and then registered at the Registry Office in the City of Kingston at the owner's expense.

The restrictive covenant shall provide that vehicular access to the property will be restricted to Counter Street and Lappan's Lane at a location satisfactory to the City.

(e) That the applicant enter into a Development Agreement with the City which, in addition to the City's standard requirements in respect to Municipal services, will provide for the deeding to the City of a 40 foot wide strip of land adjacent to portions of the southern and northern boundaries and the entire of the eastern boundary of the subject property for the purpose of relocating the existing watercourse.

Or Alternatively

If subsequent investigation by the Engineering Department indicates that the existing watercourse should be relocated along the proposed street on the western boundary of the applicant's property, the Agreement shall provide for any easements on the applicant's property required for the purpose of storm drainage.

(f) That the applicant enter into the City's standard Site Plan Agreement for the subject property which, in addition to the City's standard requirements will provide for buffering, screening and the location of fire hydrants to the satisfaction of the City.

(3) The Owner agrees that restrictive covenants in a form satisfactory to the City Solicitor shall be prepared and executed by the Owner and the City, and then registered at the Registry Office in the City of Kingston at the owner's expense against the title of the property owned by the latter on Rideau Street and currently used as a scrapyard.

The restrictive covenants shall provide for the following:

(a) That the owner shall not be opposed to any rezoning undertaken by the City of the Rideau Street lands from industrial to residential in conformity with the Official Plan.

(b) That the owner agrees to terminate all industrial activities on the Rideau Street lands within two years of the commencement of the industrial use of the 30.47 acre site on Counter Street west of Lappan's Lane.

(c) That the Rideau St. lands shall not be used for non-residential uses subsequent to the end of the two year period referred to in paragraph 2 above.

2. That Council does hereby certify that By-Law No. _______, "A By-Law to Amend By-Law 3078, Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas (Zone Change from M3 to M3 (modified), 30.47 acre parcel of land being Part of Lot 22, Con. 3, on Counter Street) is in conformity with the Official Plan approved and in force in the City of Kingston.

3. WHEREAS an application by Mr. Irving Rosen to rezone a 30.47 acre parcel of land on the north side of Counter Street west of Lappan's Lane to permit the establishment of a scrap metal operation has been recommended for approval;

AND WHEREAS Clause 7 (h) of By-Law No. 2 of the Board of Police Commissioners essentially restricts the height of scrap piles in such an operation to a maximum of 10 feet;

THEREFORE BE IT RESOLVED that it be recommended to the Board of Police Commissioners that By-Law No. 2 be amended to permit scrap metal to be piled to a height of 40 feet within the permitted areas on this subject property to be rezoned.

- AND -

WHEREAS Clause 7 (a) of By-Law No. 2 of the Board of Commissioners of Police stipulates that the subject area to be rezoned be surrounded by a close boarded fence of 8 to 10 feet in height;

THEREFORE BE IT FURTHER RESOLVED that it be recommended to the Board of Police Commissioners that By-Law No. 2 be amended to permit the erection of a chain link fence in lieu of the board fence on this subject property to be rezoned.

4. WHEREAS the Department of Transportation and Communications and the Public Utilities Commission have provided for the landscaping of a substantial area to the front of their respective Administrative structures on Counter Street thereby establishing an aesthetically pleasing exposure along that street;

AND WHEREAS attempts are being made by the City to have similar features integrated on the property of Mr. I. Rosen in keeping with the overall character of the area as now established;

AND WHEREAS the Public Utilities Commission operates an outdoor storage area between the above mentioned properties on Counter Street which detracts from the existing streetscape;

THEREFORE BE IT RESOLVED that the Public Utilities Commission provide for more adequate screening of this storage area and that a strip of land adjacent to Counter Street be landscaped in a manner compatible with adjacent properties.

5.(1) That the following plans be approved for the Headway Development Project on Weller Avenue, it being noted that these plans have been approved by Ontario Housing Corporation and a conditional building permit granted subject to site plan approval:

Site Plans:	A-1	Overall Site Plan
	A-1	Senior Citizen Units Site Plan
	A-2	Site Plan Block D
	A-3	Site Plan Block H
	A-4	Site Plan Block L
	A-5	Site Plan Block M

5. (1) cont'd.

Elevations:

A-15	Site D, Buildings 1 and 2
A-16	Site D, Buildings 3, 4 and 7
A-17	Site D, Buildings 5 and 6
A-18	Site H, Buildings 1, 2, 3 and 7
A-19	Site H, Buildings 4, 5, 6, and 8
A-20	Site L, Buildings 1, 2, 4 and 5
A-21	Site L, Buildings 3, 6 and 7
A-22	Site M, Buildings 1, 2, 3 and 4
A-23	Site M, Buildings 5, 6, and 7
A-6	Senior Citizen Units elevation.

(2) That the approval of these plans is subject to the following conditions:

(a) In Block D, the paving stones are to support the weight of a twenty ton vehicle without distortion.

(b) All the gas flues should be painted to match the roof colour.

(c) The landscape plans will be considered at a later date.

Respectfully submitted,

CHAIRMAN.

REPORT NO. 138

Kingston, Ontario,
December 7th, 1972.

To the Mayor and Members of Council:

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the following accounts for repairs and brokerage fees to the 19 5 LaFrance Elevated Platform Fire Truck be approved for payment:

American LaFrance, Elmira, N.Y. ----	$ 8,440.00
Peace River Brokerage Limited, Fort Erie, Ontario -------	1,550.78
Total --------	$ 9,990.78

Note: City Council has approved the provision of funds from Finance Contingencies.

2. That By-Law No. 7530, A By-Law to Amend By-Law No. 1, "A By-Law to Regulate Council Procedures," be amended on third reading by deleting the following sentence from Section 36:

> "Any member of the Council may request that Council go into the Committee of the Whole to consider second reading of a particular by-law, and when requested by any member of the Council be read clause by clause,"

and substituting therefor the following sentence:

> "Immediately prior to the taking of a vote on the second reading of a by-law or by-laws, Council shall go into the Committee of the Whole if so requested by any member of Council."

3. That, as recommended by the Clerk-Comptroller, since the nomination and election of municipal representatives is now covered under the provisions of the Municipal Elections Act, a by-law be presented to Council to repeal By-Law No. 40, "A By-Law to Provide for Nomination and Election of Mayor, Aldermen and Public Utilities Commissioners in the City of Kingston."

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 139

Kingston, Ontario,
December 6th, 1972.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That NO ACTION be taken on the request of the City of Windsor that a contribution be made by the City of Kingston in support of the Essex County Flood Relief Fund.

2. That, as recommended by the Traffic and Streets Committee, the City owned land between Princess and Concession Streets at Tower Street be assembled as soon as possible and turned over to the Parking Authority for a parking lot;

   - and -

   that a temporary right-of-way be granted to the Loblaw's Groceteria Co. Ltd. for the term of their present lease, with location, design and compensation for this temporary access to be negotiated by the Parking Authority and Loblaw's Groceteria Co. Ltd.;

   - and -

   that, at the end of Loblaw's lease, this temporary access be provided subject to 30 days' notice to cancel such access if required by the City or the Parking Authority.

3. That, as recommended by the City Treasurer, the Mayor and City Treasurer be authorized to invest up to $400,000. of the "Sewer Capacity Reserve Fund" in City of Kingston Current Fund Treasury Notes for the period December 15th, 1972 until May 21st, 1973, or on demand, since the current fund may not require the funds until May 21st, or the funds may be required for the Reserve Fund prior to May 21st, 1973. Interest to be allowed based on 90-179 day Fixed Term deposit rate at the Bank of Montreal on December 15th, 1972.

4. That, as recommended by the Parking Authority:

   WHEREAS the revenue and usage have both increased on the Chown Memorial Parking Lot and the Robert Bruce Parking Garage since the rates were increased to 20¢ per hour; and

   WHEREAS the rates on the Angrove Parking Lot and Hanson Garage have not increased since their opening, despite increases in operating and maintenance costs; and

   WHEREAS parking stamps are still issued by the merchants; and

   WHEREAS parking rates in Kingston are low compared to other cities of our size and larger:

   THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law No. 4489, "A By-Law to Regulate, Supervise and govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges on Attendant Operated Parking Lots," to provide that the hourly rates on the

[illegible]

Kingston, Ontario,
[illegible]

To the Mayor and Members of Council:

[illegible] as follows:

1. [illegible]

2. [illegible]

[illegible]

[illegible]

3. [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

4. (cont'd)

Hanson Garage and the Angrove Parking Lot be increased to 20¢ per hour for each hour, from 15¢ for the first hour and 10¢ for each subsequent hour, on a six month trial basis;

- and -

that the tri-monthly parking rate at the Hanson Garage be increased to $20. per month, on a six month trial basis.

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend Schedule "A" attached to By-Law No. 7221, "A By-Law to Authorize the Execution of an Agreement with J.D. Lee Engineering Limited (Sewer Camera Inspection: Strathcona Park Area)," to extend engineering services to include the televising, photographing and reporting on all the storm and sanitary sewers in Strathcona Park that were not included in the previous report, at a total cost of $12,500.00;

- and -

that funds be provided from the Sewer Reserve Fund.

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Caribou Construction Limited to amend Contract 72-15W for construction of the King Street combined sewer as follows:

Item	Description	Approx. Quantity	Prev. Quantity	Unit Price	Total
1(c)	breaker rock in excess of quantity in Item 1(a)	16.6 c.y.	2 c.y.	$70.	$1,162.

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of a supplementary Agreement with the Department of National Defence to authorize them to connect their proposed forcemain from Barriefield House to the City of Kingston's 42" diameter trunk sewer which is located approximately 260 feet south of Barriefield House, as shown on D.N.D. drawings SK-b35-7001-1 and 2 dated November 23, 1972; and that the Department be required to install the sewer and make the connection in accordance with City specifications and under the supervision of the Commissioner of Works or by an engineering firm approved by the Commissioner of Works and that they also be required to pay for the cost of supervision, testing and inspection of the work.

8. That the Regular Meeting of City Council scheduled to be held on December 27th, 1972 be CANCELLED.

9. That a Caucus Meeting of Council be held on Wednesday, December 27th, 1972 at 7:00 P.M.

10. That the unexpended balances in budget appropriations be used to finance over-expenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

Respectfully submitted,

(CHAIRMAN)

The Finance and Accounts Committee may present the following clause:

11. That the 1973 Inaugural Meeting of City Council be held on Monday, January 8th, 1973 at 5:30 P.M.

REPORT NO. 140

To the Mayor and Members of Council. Kingston, Dec. 6, 1972

The Airport Committee reports and recommends as follows:

1. That, as recommended by the Project Engineer for the Department of Transport, further work on Contract 72-41 be discontinued since it would not meet the standards of quality required and the contract with Bennett Paving and Materials Limited be amended as follows:

    1. That all work on Contract 72-41 be deferred except the following items:

        (1) Place asphalt ramping at edges of Runway 01-19 and apron when these abut the taxiway to allow snow removal equipment to operate without damage. The contractor shall be paid for this work at the unit prices in the contract at a total cost not to exceed $800. Cost of removal of this temporary asphalt shall be borne by the contractor on resumption of paving.

        (2) The contractor, at his own expense, shall place plywood covers over manholes beneath gratings and backfill surrounding area with crushed stone to adjoining paved surface elevations. This to avoid damage to aircraft which may run off edge of pavement during winter months.

        (3) The contractor, at his own expense, shall complete all electrical work necessary to allow runway and taxiway lighting to operate as required under the contract.

        (4) It is agreed and understood that the contractor will not proceed with the work in the contract that has been deferred until the Federal Government has appropriated funds for this work and until the contractor is notified by the City to proceed.

(ALD SPEAL OPPOSED)

Note: Runway 01-19 and the apron areas are now substantially complete.

2. That the following holdback payments (septic tank work) be approved:

Anchor Concrete Products and C. Holder's Sand and Gravel	$585.92
Riddle General Haulage and C. Holder's Sand and Gravel	$560.00

Respectfully submitted,

CHAIRMAN

The Airport Committee May Present the following clause:

3. That the account of J. A. Minnes, O.L.S., for survey work at the airport be approved as follows:

Services	$2,305.00
Disbursements	383.00
TOTAL	$2,688.00

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 11 receive their first reading.

(b) That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 11 their second reading.

Ald. G. N. Speal, Chairman.

(c) That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

(d) That Rule 35 be suspended for the purpose of giving By-Laws 4 to 11 their third reading.

(e) That By-Laws 4 to 18 be given their third reading.

(1) A By-Law to Amend By-Law No. 3078, "Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Zone Change From M3 to M3 (Modified) 30.47 Acre Parcel of Land Being Part of Lot 22, Con. 3, On Counter Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7537)
Clause 1, Report No. 137, 1972.

(2) A By-Law to Authorize the Execution of A Development Agreement With Mr. Irving Rosen (Rezone a 30.47 Acre Parcel of Land Being Part of Lot 22, Con. 3, On Counter Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7538)
Clause 1, Report No. 137, 1972.

(3) A By-Law to Authorize the Execution of a Site Plan Agreement With Mr. Irving Rosen (Rezone a 30.47 Acre Parcel of Land Being Part of Lot 22, Con. 3, On Counter Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7539)
Clause 1, Report No. 137, 1972.

(4) A By-Law to Authorize the Execution of An Agreement With August S. Marker (Committee of Adjustment Application No. 646 Conveyance of Land On Conacher Drive - Site Plan)

(THREE READINGS) (PROPOSED NO. 7540)
Committee of Adjustment

(Note: This agreement provides that upon approval of said site plan by the City the proposed buildings and other works shown on the site plan will be erected in conformance with the said site plan and if construction is not commenced within six months of date of approval of the said site plan, the site plan will become null and void and a new site plan must be submitted.)

(5) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of the Highway Traffic Act (Clause 1, Report No. 133)

(THREE READINGS) (PROPOSED NO. 7541)
Clause 1, Report No. 133, 1972.

(6) A By-Law to REPEAL By-Law No. 40 "A By-Law to Provide For Nomination and Election of Mayor, Aldermen and Public Utilities Commissioners in the City of Kingston" (Nomination and Election of Municipal Representatives Now Under Provisions of the Municipal Elections Act)

(THREE READINGS) (PROPOSED NO. 7542)
Clause 3, Report No. 138, 1972.

BY-LAWS (cont'd)

(7) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges on Attendant Operated Parking Lots" (Increase Rates On Hanson Garage and Angrove Parking Lot)

(THREE READINGS) (PROPOSED NO. 7543)
Clause 4, Report No. 139, 1972.

(8) A By-Law to Authorize the Execution of An Agreement With J. D. Lee Engineering Limited to Amend the Contract For Sewer Camera Inspection In the Strathcona Park Area (Inclusion of the Televising Photographing and Reporting On All Storm and Sanitary Sewers In Strathcona Park Not Previously Reported On)

(THREE READINGS) (PROPOSED NO. 7544)
Clause 5, Report No. 139, 1972.

(9) A By-Law to Authorize the Execution of An Agreement With Caribou Construction Limited to Amend Contract 72-15W For a Combined Sewer In King Street (Increase Quantities)

(THREE READINGS) (PROPOSED NO. 7545)
Clause 6, Report No. 139, 1972.

(10) A By-Law to Authorize the Execution of A Supplementary Agreement With the Department of National Defence

(THREE READINGS) (PROPOSED NO. 7546)
Clause 7, Report No. 139, 1972.

(11) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited to Amend the Contract 72-41 For Airport Development Phase I (To Defer Paving of Taxi Strips and For the Construction of Ramps Along the Taxi Strips)

(THREE READINGS) (PROPOSED NO. 7547)
Clause 1, Report No. 140, 1972.

(12) A By-Law to Authorize the Construction of a Sanitary Sewer In the West Side of Montreal Street From 153 Feet North of Unopened Street Reg. Plan #368 Northerly 605 Feet and Non-Abutting Equally Benefited Frontage From 758 Feet North of Unopened Street Reg. Plan #368 Northerly 75 Feet Under the Provisions of Section 12 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7455)
Clause 24B, Report No. 92, 1972.

(13) A By-Law to Authorize the Reconstruction of Certain Pavements Under the Provisions of Section 12 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7457)
Clause 26B, Report No. 92, 1972.

(14) A By-Law to Authorize the Increase of the Capacity of the Water Pollution Control Plant to Thirteen and ONe-Half Million Gallons Per Day (General Rate)

(THIRD READING) (PROPOSED NO. 7509)
Clause 1, Report No. 119, 1972.

(15) A By-Law to Amend By-Law No. 7197, "A By-Law to Authorize the Construction of Certain Separate Storm Sewers and the Replacement of Certain Sanitary Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area "C" - Phase VI)" (Reduce M.T.C. Subsidy and Increase Debenture Amount)

(THIRD READING) (PROPOSED NO. 7511)
Clause 3B, Report No. 119, 1972.

BY-LAWS (cont'd)

(16) A By-Law to Amend By-Law No. 1, 1966, "A By-Law to Regulate Council Procedures" (Committee of the Whole)

(THIRD READING) (PROPOSED NO. 7530)
Clause 2, Report No. 124, 1972
-as amended by-
Clause 2, Report No. 138, 1972.

(17) A By-Law to Authorize the Execution of An Agreement With Ontario Housing Corporation (Subdivision H.O.M.E. Project On Former KingstonPsychiatric Hospital Property On Mowat Avenue)

(THIRD READING) (PROPOSED NO. 7531)
Clause 4, Report No. 131, 1972.

(18) A By-Law to Authorize the Execution of An Agreement With City Paving Co. Limited to Amend Contract 72-1W(R) For Construction and Reconstruction of Concrete Sidewalks (Extension of Completion Date)

(THIRD READING) (PROPOSED NO. 7533)
Clause 5, Report No. 132, 1972.

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 24

The Regular Meeting of City Council Was Held in the Council Chamber, County Court House, on Monday, December 11, 1972, at 8:15 P.M. His Worship Mayor Swain Presiding.

Mayor Swain welcomed Alderman Elect John P. Gerretsen, Alderman Elect Neil E. McArthur, Alderman Elect Keith Norton and Public Utilities Commissioner King Enright to the meeting and congratulated them on their election.

ROLL CALL

Mayor Swain, Ald. Blaney, Ald. Brightman, Ald. Cook, Ald. Hagerman, Ald. Keenleyside, Ald. Keyes, Ald. Matthews, Ald. McDougall, Ald. Speal, Ald. Timmins, Ald. Travers, Ald. Vosper, Ald. Watts, Ald. Webb. (15)

TABLING OF DOCUMENTS

Council consented to the addition of Document (106) for presentation to Council.

(104) The Children's Aid Society of the City of Kingston and County of Frontenac monthly statement showing actual expenditures to October 31, 1972.

(Note: Copies distributed to each Member of Council.)

(105) Urban Development Institute, Ontario, brief entitled *Residential Land Development in Ontario* a submission to the Honourable William G. Davis, Q.C., Premier, and the Government of Ontario.

(Note: Copies distributed to the Mayor, Director of Planning and Urban Renewal and Commissioner of Works.)

(106) Summary of rates, etc., covering equipment normally rented by the Corporation of the City of Kingston, to supplement existing Corporation equipment for emergency and winter control operations prepared by Mr. M. J. Ewart, Purchasing Agent.

MINUTES

Moved by Alderman Watts,
Seconded by Alderman Webb,

That Minutes of Council Meeting No. 23, held November 27, 1972, on Page 576, "Unfinished Business" be amended in paragraph seven by deleting the figure $6,000.00 and substituting the figure $6,000,000.00 and in paragraph eight deleting the figure $5,000.00 and substituting the figure $5,000,000.00, and as amended, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications (470) to (483) for presentation to Council.

To Be Filed:

(456) From Mr. Scott C. Somerville, Financial Management Advisor, Lake Ontario Regional Office, Trenton, enclosing the following schedule of selected financial information respecting the current operating position of the municipalities within the County of Frontenac extracted from the 1971 Municipal Financial Reports:

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(456) (cont'd)

"MUNICIPALITIES IN THE COUNTY OF FRONTENAC
SELECTED FINANCIAL INFORMATION AT DECEMBER 31, 1971
RESPECTING CURRENT OPERATION POSITION

MUNC.	Taxation Revenue	---Tax Arrears---			Res. For Working Funds	(Deficit) Surplus	Temp Borrowings	Int. on Temp. Borrowings Expressed as Local Mill Rate
		Total 1971	%of Levy	%For Prev. Yr.				
Kingston	11,600,198.	781,285.	6.7	6.5	62,540.	172,438.	Nil	0.2
Twp. of Barrie	80,311.	16,042.	20.0	18.4	Nil	14,602.	16,245.	1.0
Twp. of Bedford	127,911.	48,990.	38.3	37.4	37,500.	3,069.	50,000.	1.1
Twp. of Clarendon & Miller	58,190.	9,474.	16.3	14.7	5,800.	2,967.	15,797.	7.6
Twp. of Hinchinbrooke	88,535.	24,967.	28.2	33.3	62,000.	24,196.	Nil	0.8
Twp. of Howe Island	19,380.	9,089.	46.9	54.7	6,995.	(6,575.)	15,068.	0.9
Twp. of Kennebec	55,898.	18,457.	33.0	41.5	6,000.	17,479.	45,000.	3.5
Twp. of Kingston	2,747,744.	315,308.	11.5	12.9	-	68,441.	474,000.	0.6
Twp. of Loughborough	224,139.	64,573.	28.8	29.3	Nil	52,794.	76,000.	0.6
Twp. of Olden	45,457.	13,947.	30.7	38.9	9,500.	17,307.	10,887.	1.6
Twp. of Oso	75,590.	16,087.	21.3	16.3	12,500.	9,035.	Nil	Nil
Twp. of Palmerston & N. & S. Canonto	29,680.	4,535.	15.3	19.9	Nil	20,205.	31,019.	1.3
Twp. of Pittsburgh	508,803.	105,112.	20.7	21.9	Nil	94,339.	68,000.	Nil
Twp. of Portland	285,999.	76,826.	26.9	31.0	Nil	58,551.	18,000.	0.3
Twp. of Storrington	234,245.	42,026.	17.9	24.1	56,605.	4,184.	Nil	Nil
Twp. of Wolfe Island	131,000.	38,661.	29.5	29.6	9,400.	(9,693.)	31,000.	2.0
County of Frontenac	774,434.	434,794.	56.1	17.2	Nil	181,629.	450,000.	N.A."

(457) From Mr. A. Bowie, Secretary Treasurer, Public Utilities Commission, copy of a letter addressed to Council, dated December 5th, 1972, and signed by Commissioner Robert H. Hay, a copy of a memorandum of comment he prepared for the members of the Commission and copies of Report No. 1, Task Force Hydro.

(Note: Copies distributed to each Member of Council.)

(458) From Mr. A. Bowie, Secretary Treasurer, Public Utilities Commission copies of information on Report No. 1 - Task Force Hydro which have been received from the Ontario Municipal Electric Association, O.M.E.A., letter dated November 28th, 1972, addressed "Dear Mr. Commissioner" and signed by A. McGugan, President and O.M.E.A. Open Letter to Members of the Ontario Legislature, dated November 23, 1972, with attached report.

(Note: Copies distributed to each Member of Council.)

COMMUNICATIONS (cont'd)

To Be Filed:

(459) From the Honourable Gordon Carton, Q.C., Minister of Transportation and Communications authorizing a 1972 subsidy allocation for the municipality of Kingston in the amount of $209,500.00 for public transportation.

(460) From Mr. R. J. Miller, Municipal Auditor, Ministry of Transportation and Communications, Downsview, enclosing a copy of the Audit Report on the Road Expenditures of the City of Kingston for the year 1971.

(461) Copy of a letter from Mr. A. Bowie, Secretary-Treasurer, Public Utilities Commission, to the Ontario Housing Corporation, outlining the following changes of the Kingston H.O.M.E., Mowat Property, Portsmouth Avenue, City of Kingston, agreement dated September 8, 1972:

"Page 3 - Buffer Strips - delete words "Hydro Electric Power"

Page 3 - Boundary Streets - 1st para - add after Services "including an 8" watermain with hydrant"

Page 4 - Para 6(d) - add at end after City, "and the Commission"

Page 5 - Para (9) - add after specification in Line 2 "and Estimates"

Page 7 - Para 6 and Sch. "C" - as soon as a Plan is available to the Commission we will have our required easements marked thereon so that our standard easement document may be completed by the parties.

Pages 8, 9 and 10 - Section 6 - we have retyped completely - appropriate pages are attached.

Page 11 Clause 12 - Inspection Fees - add after resident Supervision "and $1,400.00 with the Commission for watermain chlorination and inspection."

Schedule "C" - Add to this schedule - "Block C (the 20 ft. strip north side of Commission substation) shall be sold to the Commission by the owner at a price to be negotiated."

Other Changes in Agreement

6(b) Brief reference to underground services eliminated.

More details of installation in new 6(j) as follows:

(i) Electrical services shall be installed underground by the Commission. The Commission shall supply and install, on easements and in trenches provided by the Subdivider, the electrical components of the underground distribution system. The Subdivider shall at his own expense excavate, install sand padding and backfill the said trenches all according to the Commission's requirements and specifications, and provide transformer foundations required to the Commission's specifications.

Where the rear boundaries of lots in a proposed subdivision will abut continuously against the easement for existing overhead electric distribution lines, such lots, but only such lots in the proposed subdivision, may be served from such existing overhead lines.

Overhead services in such locations shall be installed by the Commission up to a maximum dis-

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(461) (cont'd)

(i) (cont'd)

tance of 100 ft. from the property line. For services longer than 100 ft., the extra length will be at the expense of the owner.

Subdivider will rough grade the easements provided for the electrical distribution system to within 6" plus or minus of the final grade. If any changes in grade are made after the installation of the electrical distribution system has commenced, then the Subdivider or the owner must pay the full cost of any changes required to be made in the systems as a result of the grade change.

(ii) Underground services from the property line to the house will be installed by the Commission in a trench to be provided by the Subdivider or the home owner, the trenching, sand padding and backfilling to be done by the Subdivider or the homeowner in accordance with the requirements of the Commission. The installation of the cable will be at the Commission's expense up to a maximum length of 70 ft. from the property line or to the wall of the building, whichever is the lesser. Cable required beyond these limits will be at the expense of the owner.

Street lighting and the underground system supplying it shall be installed by the Commission at the Owner's expense in accordance with the Commission's specifications."

To Be Referred to the Public Library:

(462) From C. J. S. Apps, Minister of Correctional Services, Toronto, acknowledging receipt of resolution (R.125(7)72), of the City of Sarnia, endorsed by the City of Kingston concerning the reduction of library grants and stating that the tentative plan at this stage is to retain the "floor" provision of $1. per capita for the year 1973.

To Be Referred to the Public Works Committee:

(463) From Mr. B. J. McCaffery, Secretary-Treasurer, Ontario Good Roads Association, St. Thomas, Ontario, enclosing 1973 Convention of the Ontario Good Roads Association information concerning dates and place, programme highlights, registration fee, ladies programme and Membership fee invoice.

To Be Referred to the City of Kingston Planning Board:

(464) From Mr.James R. Herrington, Herrington and Tait, Barristers and Solicitors, 159 Wellington Street, Kingston, stating:

"Sometime last winter without any notification to the owners of the properties involved the City of Kingston passed a by-law which effectively reduces the density of dwelling units on our lands at 305 to 329 Brock Street from a possible 150 units down to 24 units.

Hemlock Park Dairy Limited has owned a good portion of these lands and pay taxes to the City of Kingston since the 1930's and has directly and indirectly over Three Million Dollars, (3,000,000.00) invested in real estate in the immediate area including the Brock Tower Apartments at the corner of Division and Brock Streets and the Skyline Apartments immediately across from the subject lands.

These properties were assembled over a long period of time at

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board: (cont'd)

(464) (cont'd)

considerable expense for the purpose of residential high rise development under the then existing zoning which permitted unlimited density on the lands restricted only by the height formula of the distance from the centre line of the street to the face of the building.

The density permissible under the by-law prior to the amendment encouraged land assembly at a cost economically liable to the density permitted or somewhere in the neighbourhood of Three Hundred Thousand Dollars, ($300,000.00) for the site based on Two Thousand Dollars,($2,000.00) per unit for one hundred and fifty units.

By the reduction of the residential density on these lands by their amendment to the existing zoning by-law the City has arbitrarily, and without notice, in one fell swoop reduced the value of these lands to Forty-Eight Thousand Dollars ($48,000.00) based on a value of Two Thousand Dollars, ($2,000.00) per unit for a permissible 24 units under the amended by-law. This devaluation is not just hardship but constitutes an economic disaster for the owner of the lands. The situation is also ludicrous from the point of view that the lands are mortgaged for a value in excess of One Hundred and Seventy-Five Thousand Dollars, ($175,000.00).

Due to the amendment restricting the density on these lands we are not able to dispose of them for even half of their mortgage value nor are we able to proceed with an economically liable residential development as we had planned and have had plans for since 1967. We understand that the building inspector has been instructed not to issue a building permit and we therefore request that the City grant exemption under the by-law covering these lands or that the City proceed immediately to obtain a date for a hearing on this matter from the Ontario Municipal Board.

At present negotiations for the sale or development of this property are thwarted and frustrated by the City's action in this connection and we are suffering severe damages pending either an exemption under the by-law or an Ontario Municipal hearing which we have no doubt will not approve of the by-law in it's present form.

I wish to make it clear that we have not bought and assembled lands which were not zoned for the purpose for which we intended to use them. They were. Nor are we asking for a zone change to permit a different use for our lands or differ density than that which already existed when we acquired them. Nor are we asking for any special consideration or favours from the City of Kingston. We are merely asking that the zoning in density which existed on the lands when they were acquired by us and which has existed over a great number of years of our ownership of the subject lands be left the way it was which is why we acquired the lands in the first place and paid the high prices which we did pay for it.

There is an old maxim in the law that the law should be certain so that the citizens know within what limits they can act and it was on this understanding and certainty of the density that the property was acquired. Your immediate advice and comments in this connection would be appreciated."

COMMUNICATIONS (cont'd)

To Be Referred to the Fire, Legislation and Housing Committee:

(465) From Mr. T. J. Ryder, M.I.M.A., Regional Assessment Commissioner, Lennox and Addington, Frontenac Assessment Office stating:

"The assessability of mobile homes is continually a challenging problem. However, I would like to point out our position.

If a trailer ceases to be a vehicle and becomes attached to the land it becomes real estate and assessable under the Assessment Act. Each mobile home or trailer has to be individually studied for permanence, degree of control by the occupant and the intended us to determine if it is real estate within the meaning of the Act.

No one set of rules can be issued to ascertain the assessability of all mobile homes or trailers. However, there are certain features that indicate permanence and subsequent assessability, such as:

- *built up foundation*
- *removal of wheels and tongue*
- *additions added thereto*
- *separate hook-up to septic tank and well*

If such a structure is assessed and taxed within the meaning of the Act, I feel that it would amount to double taxation if such structures were also charged a license fee. However, the application and charging of a trailer license fee is the prerogative of the respective municipality.

If further clarification of our position is required, please feel free to contact me."

To Be Referred to the Finance and Accounts Committee:

(466) From Mr. E. H. Hare, Chairman, Public Utilities Commission, stating that a request for funds for new buses was sent under separate cover and also requesting that a meeting be set up as early as possible in 1973 with the Finance and Accounts Committee and other interested Aldermen to discuss transit matters such as Financing, the present passenger trends, the Dial-A-Bus operation, and difficulties the Commission is experiencing which could be helped by assistance from Council and other matters. The Commission feels that as the Transit System is of interest to all citizens in the city, the proposed meeting could be mentioned in the Mayor's Inaugural speech, which receives careful consideration by Committees early in the new year.

(467) From the City of Windsor stating:

"As a result of the decision made by the Telecommunication Committee of the Canadian Transport Commission (File No. C.955. 181 dated May 19th, 1972) the Bell Telephone Company has been granted permission to increase its rates in the City of Windsor as follows:

(1) Business line rates increase from the present $12.50 to $14.90 which in a period of 11 months, following three increments, represents a 19.2% increase;

(2) Individual residential rates increase from the present $5.15 to $5.80 which in a 11 month period, represents an increase of 12%.

The outcome of the permitted rate increases has placed an additional cost factor upon the operations of businesses located in the community. These additional cost factors will undoubtedly be passed on to the consumer, who is also recovering from the impact of the recent increases in residential rates. Needless to say, the overall effect of such rate increases places an undue hardship and additional strain upon the economy of the community.

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee: (cont'd)

(467) (cont'd)

> *By application dated November 10th, 1972, Bell Canada is once again applying for revisions to tariffs off rates for service, equipment and facilities. The Windsor City Council is of the opinion that prior to granting any increase to Bell Canada, the capability of the residents of the community to pay such an increase should be seriously weighted. Rapidly rising costs in any commodity cannot be tolerated at a time of high unemployment and an inflationary rate.*
>
> *The Windsor City Council urges our senior governments to oppose any application by Bell Canada for rate increases pending the outcome of the following actions:*
>
> *(a) re-evaluation of the methods employed by and the role of the Canadian Transport Commission in processing applications for rate increases by Bell Canada;*
>
> *(b) completion of a study of the Telecommunications Industry by the Ontario Government*
>
> *Windsor City Council has opposed previous rate increase granted Bell Canada and will continue to do so until such time as adequate answers are obtained to the two aboved noted points."*

To Be Referred to the Finance and Accounts Committee and the Police Commission:

(468) From Mr. Hugh A. Crothers, Task Force on Policing in Ontario, Toronto, enclosing the following terms of reference and stating that the Task Force is prepared to conduct hearings throughout the Province with locations of such hearings determined to a large extent by the prior submission of written briefs no later than February 1, 1973:

> "*TASK FORCE ON POLICING IN ONTARIO*
>
> *TERMS OF REFERENCE*
>
> *The task force will examine the state of policing in Ontario; analyze present and future needs; study alternative approaches related to these needs; and make recommendations to the Solicitor General.*
>
> *Specific matters to be examined will include:*
>
> 1. *An analysis and forecast of the extent and nature of future policing needs in the province in the 1970s.*
> 2. *The division of policing responsibility between the Ontario Provincial Police, regional and municipal police forces and their relationships and jurisdictions with respect to other police forces - both geographically and in respect of services provided. This will also include examination of the division of responsibility in such areas as criminal intelligence services, the enforcement of traffic by-laws, the King's Highways and Provincial Parks.*
> 3. *The financing of police services in Ontario.*
> 4. *The process of designation of municipalities including the amalgamation of forces and alternate means of designation.*
> 5. *Police manpower planning and development, including recruitment; manpower utilization; promotional qualifications and procedures; and management development, training and standards.*

COMMUNICATIONS (cont'd)

To Be Referred to the Finance and Accounts Committee and the Police Commission: (cont'd)

(468) (cont'd)

6. *The administration of police forces including the concept of Board of Commissioners of Police and other governing bodies, as well as their make-up.*

7. *The functions and role of the Ontario Police Commission and the relationship between the O.P.C. and the Ontario Provincial Police.*

8. *The relationship between the police and the public in the light of changing social attitudes and expectations."*

Which Has Been Referred to the Finance and Accounts Committee:

(469) From Mr. A. Bowie, Secretary Treasurer, Public Utilities Commission, notifying that the following resolution was passed at a regular meeting on December 4, 1972, of the Public Utilities Commission and submitted to the Finance and Accounts Committee on December 6, 1972:

> *"That we request City Council to take the earliest action to provide funds in the amount of $160,000.00 for the purchase of new rolling stock, it being noted from the Premier's recent Public Announcementon Transportation matters that the Province of Ontario will provide a subsidy of 75% of the cost of new equipment, and that it is understood that this subsidy becomes effective from 3rd December 1972."*

Also enclosed are copies of up-to-date statistics on passenger loading to the end of November on the system as a whole and weekly loadings for the Dial-A-Bus operations.

To Be Filed:

(470) From Mr. R. S. Tear, President, The Rotary Club of Kingston, inviting His Worship Mayor Elect Speal and all members of the 1973 City Council to attend their regular luncheon meeting on Thursday, January 4th, 1973 at the LaSalle Hotel at 12:15 p.m. and also stating that they are looking forward to hearing His Worship Mayor Elect Speal outline his program for the coming year.

(471) From Mr. Ross Norris, Planner, Official Plans Section, Plans Administration Branch, Ministry of Treasury Economics and Intergovernmental Affairs, Toronto, stating that By-Law No. 7446, A By-Law to Amend By-Law No. 3078, "A Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas" (Rezone Northwest Corner of Concession and Macdonnell Streets From R2 to C2 to Permit Operation of a Gasoline Bar Only) appears to conform to the official plan covering this area and that this comment was sent to the Ontario Municipal Board on November 29, 1972.

(472) From Miss R. Avery, Clerical Supervisor, Official Plans Section, Plans Administration Branch, Ministry of Treasury Economics and Intergovernmental Affairs, Toronto, acknowledging receipt of City of Kingston's letter dated November 24, 1972, concerning Official Plan Amendment No. 60, Headway Corporation Limited, and stating that they have noted for their records the date and instrument number under which a duplicate original copy was received by the registry office.

(473) From Mr. Douglas C. Matthews, President, Bureau of Municipal Research, extending appreciation for renewing the City of Kingston governmental membership in the Bureau for the coming year and enclosing an official receipt.

COMMUNICATIONS (cont'd)

To Be Filed: (cont'd)

(474) From Macdonald Dunbar, Executive Director, Association of Municipalities of Ontario, Toronto, stating that on Thursday, December 7, 1972, the Executive Committee of the Association met with Mr. W. C. Graham of the firm of Fasken and Calvin to study the latest applications by Bell Canada for rate increases and as a result of their deliberations and because of the number of requests received from municipalities for action by A.M.O. the Executive Committee decided that a "notice of intention to intervene" with regard to these latest Bell Canada applications should be made. A preliminary hearing is scheduled for December 18th, 1972, at Ottawa and the decision of the Canadian Transport Commission to the foregoing request will determine, not only the Association's proposed course of action, but also estimated cost and the Association requests the City of Kingston Council support at this time.

(Note: Under Clause 1, Report No. 132, 1972, the City of Kingston has agreed to participate.)

(475) From C. J. S. Apps, Minister of Correctional Services, Toronto, acknowledging receipt of the following:

(a) Copy of letter and resolution (R.130(1)72) to Mr. David G. Barrett, City Clerk, City Hall, Welland, Ontario, endorsing the City of Welland's resolution regarding the Federal-Provincial-Municipal tax system;

(b) Copy of letter and resolution (R.132(12)72) to Mr. L. Crawford, Director of the Homes for the Aged Branch of the Ministry of Communication and Social Services, concerning Application for Zone Change, Part of Lot 16, Concession 2, City of Kingston, Extendicare (Canada) Ltd.;

(c) Copy of letter and resolution (R.132(11)72) to Mr. David Barrett, City Clerk, City Hall, Welland, Ontario, endorsing the City of Welland's resolution regarding Provincial Grants In Lieu of Taxes.

(476) From Mr. J. B. Adamac, City Clerk, City of Windsor, enclosing a copy of a report regarding child resistant containers presented at the 15th annual meeting of the American Association of Poison Control Centres prepared by Dr. H. J. Breault on behalf of the Ontario Association for the Control of Accidental Poisoning.

(477) From The Honourable Ron Basford, Minister of State for Urban Affairs, a copy of the Canadian Mortgage and Housing Corporation, Canadian Housing Statistics monthly supplement for October, 1972.

To Be Referred to the Airport Committee:

(478) From M. M. Dillon Limited, Consulting Engineers and Planners, Toronto, reporting on the Norman Rogers Airport Engineering Services.

To Be Referred to Mr. K. Ready, Director of Personnel:

(479) From the Ministry of Labour, Ontario Human Rights Commission, Ontario Women's Bureau, Toronto, reporting on the guidelines respecting job advertising due to recent amendments to the Ontario Human Rights Code and stating that the intent of these provisions is to ensure that no barriers exist - either real or implied - to discourage persons of either sex from seeking jobs for which they would be qualified and would be willing to perform.

To Be Referred to the City of Kingston Planning Board:

(480) From Mr. B. J. Hutzel, Campbell, Godfrey & Lewtas, Solicitors, Extendicare (Canada) Ltd., stating that the efforts of the Planning Director in desisting in taking any positive steps in withdrawing the rezoning application at this stage were appreciated and notifying that confirmation

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board: (cont'd)

(480) (cont'd)

has been received from the Ministry of Health that he is prepared to reconsider an application from Extendicare (Canada) Ltd. to proceed with the establishment of a nursing home on the site involved in the rezoning application. It is further stated that it is expected a response will be received from the Ministry of Health within the near foreseeable future and that he will notify the City of developments very shortly.

(481) From Mr. John Berry, Co-Chairman, Lemoine's Point to Kingston Mills Waterfront Committee, Kingston, enclosing an application for a zone change and a letter stating:

> *"The LeMoines Point to Kingston Mills and Area Waterfront Committee respectfully requests the remission of the requirement to pay the fee required by Council for the submission of a zone change request.*
>
> *The reasons for the request are that none of the members of the committee stand to gain financially from such a rezoning, none of the members own the land other than as citizens of Kingston and Canada, and that we consider the proposed zoning to be beneficial to the city as a whole.*
>
> *We request the rezoning to read, 'Notwithstanding anything to the contrary in By-Law 3077 the following uses only shall be permitted in the area bounded by the south side of King Street, the easterly boundary of the P.U.C. Filtration Plant property, the line of Phase 1 of fill as approved by Council on 23 May 1972, the westerly boundary of Queen's University Heating Plant site, as shown on plan submitted with application dated Dec. 8, 1972:*
>
> *open space park, recreation and walkway area only, for no other use save by maintenance vehicles as may be reasonably necessary from time to time in order to maintain the area, and shall not be obstructed by the erection of any buildings or structures.'"*

To Be Referred to the Finance and Accounts Committee:

(482) A Booklet concerning Site Value Assessment of property from the School of Economic Science, Rexdale.

To Be Referred to the 1973 Parks, Recreation and Property Committee:

(483) Report on weed cutting costs prepared by J. Lorne McDougall, Alderman, Ontario Ward.

(Note: Copies distributed to each Member of Council.)

REPORTS

Alderman Keyes presented Report No. 133 of the Traffic and Streets Committee as follows.

Council consented to the addition of Clause 2 for presentation to Council.

Moved by Alderman Keyes, Seconded by Alderman Vosper, That Report No. 133 of the Traffic and Streets Committee be received and adopted clause by clause.

REPORT NO. 133

To the Mayor and Members of Council. Kingston, December 5, 1972.

The Traffic and Streets Committee reports and recommends as follows:

REPORTS (cont'd)

Report No. 133 - Traffic and Streets Committee (cont'd)

1. That a by-law be presented to Council to amend By-Law No. 24 (Traffic By-Law) to provide:

   (a) that parking be prohibited on the north side of Colborne Street from Division Street to Chatham Street;

   (b) that parking be prohibited on both sides of Collingwood Street from Union Street to Earl Street from 10:00 a.m. to 11:00 a.m. and 2:00 p.m. to 3:00 p.m;

   (c) that parking be prohibited on the east side of Wellington Street from Queen Street 50 feet southerly and that the one hour limit parallel parking area on the east side of Wellington Street north of Princess Street be extended 40 feet northerly;

   (d) that Durham Street be made a through street from the west side of Victoria Street to the east side of Macdonnell Street, and

   (e) that the loading zone on the west side of Sydenham Street between Princess and Queen Streets be removed.

(See By-Law 5: No. 7541) *CARRIED*

2. WHEREAS Sir John A. Macdonald Boulevard is not only designated as an at-grade expressway on the Official Plan, but it is also the backbone of the official plan of Major Streets;

AND WHEREAS an at-grade expressway's sole function is the movement of high volumes of traffic at relatively high speeds;

AND WHEREAS it is the intent of the Official Plan to fulfill the function of Sir John A. Macdonald Boulevard by limiting access to Sir John A. Macdonald Boulevard (except where it is not practical to provide access from another street)and by high road design standards;

AND WHEREAS the Traffic and Streets Committee and Council have opposed and refused other requests for access to Sir John A. Macdonald Boulevard;

AND WHEREAS the West Campus has good access to Union Street and Johnson Street;

AND WHEREAS the existing peak hour exit volumes from the West Campus are less than 20% of the existing capacity of the Union Street and the Johnson Street exits;

AND WHEREAS a special meeting was held on November 29, 1972, with officials of Queen's University in attendance in an attempt to reach a tentative solution;

AND WHEREAS Queen's University has two legal accesses to Sir John A. Macdonald Boulevard at the tower and at the farm house;

AND WHEREAS allowing Queen's University to construct the access would, as per the proposed agreement, reduce the number of legal accesses from two to one.

Resolved, that Queen's University be permitted to constructed one right turn only entrance and exit on Sir John A. Macdonald Boulevard approximately 170 feet north of the water tower, the design, location and right to negotiate the future closing of the access to be in the form of an agreement to be approved by Council, and that the aforesaid mentioned agreement include the closing of any other access to Sir John A. Macdonald Boulevard;

- and -

further that Queen's University be requested to erect signs and physically prohibit left turns in and out of their existing temporary road to Sir John A. Macdonald Boulevard (approximately 50 feet north of the water tower) prior to September 1, 1973.

CARRIED

REPORTS (cont'd)

Report No. 133 - Traffic and Streets Committee (cont'd)

Respectfully submitted,

(signed) K. Keyes (Chairman)
G. W. Vosper
Earl J. Blaney
W. T. J. Cook
G. N. Speal

Alderman Webb presented Report No. 134 of the Public Works Committee as follows.

Moved by Alderman Webb, Seconded by Alderman Blaney, That Report No. 134 of the Public Works Committee be received and adopted clause by clause.

REPORT NO. 134

To the Mayor and Members of Council. Kingston, December 5, 1972.

The Public Works Committee reports and recommends as follows:

1. That the following accounts be paid:

W.R. McRae Co. Ltd. - $466.20 - street broom heads.
Robert J. Lappan - $1,332.00 - rental of backhoe for reconstruction of curbs - lowest quotation received.
Edwards Ford Mercury Sales Ltd. - $507.37 - equipment repair parts.
Muttart Builders' Supplies - $833.01 - miscellaneous lumber supplies - lowest quotation received.

CARRIED

2. That, as recommended by the Purchasing Agent in his Summary of Tender No. 72-45 the tender of Goodyear Service Store (Kingston), for the supply of tires and tubes for the various automotive vehicles and industrial equipment of the Corporation, be accepted.

Note: The Purchasing Agent has pointed out that, while the prices submitted by Attersley Tires may, in general, seem to be slightly lower, any saving, which may be realized would be more than offset by the higher rates for repairs and road service, charged by this Company.

CARRIED

3. That, as recommended by the Purchasing Agent in his Summary of Tender No. 73-1, the tender of L. Ruttan Haulage for supply of 50,000 cy, more or less, of earth fill at 73 cents per cy. be accepted being the lowest tender received.

CARRIED

4. That extra work order No. 7 on Contract 72/11W with Taggart Const. Co. Ltd. for construction of sewers in Area "C", Phase VI, Part 1, in the amount of $2,300.00, be authorized for the following work:

Due to space conflict relocate approximately 40 lin. ft. of 6" watermain at Mack and Helen Streets on a time and materials basis.

Note: The contract allows $11,000.00 for extra work. The estimated cost of the extra work authorized to the present amounts to $5,270.00 leaving an estimated balance of $5,730.00 under this item.

CARRIED

REPORTS (cont'd)

Report No. 134 - Public Works Committee (cont'd)

Respectfully submitted,

(signed)
G. L. Webb (CHAIRMAN)
Earl J. Blaney
T. A. Hagerman
J. Lorne McDougall
E. Watts

Alderman Timmins presented Report No. 135 of the Rideaucrest Home Committee as follows.

Council consented to the addition of Report No. 135 of the Rideaucrest Home Committee with Clause 3 as amended.

Moved by Alderman Timmins, Seconded by Alderman McDougall, That Report No. 135 of the Rideaucrest Home Committee be received and adopted clause by clause.

REPORT NO. 135

To the Mayor and Members of Council.

The Rideaucrest Home Committee reports and recommends as follows:

1. That the account of Canada Packers Limited in the amount of $324.05, being the lowest quotation received for various items of meat supplies for Rideaucrest Home, be approved for payment.

CARRIED

2. That the account of Burns Foods Ltd. in the amount of $435.07, being the lowest quotation received for various items of meat supplies for Rideaucrest Home, be approved for payment.

CARRIED

3. That, as recommended by the Purchasing Agent, the acceptance of tenders, in part for those items as indicated in Summary of Tender 73-2, being the lowest, or one of the lowest tenders received for Sundry Food Supplies for Rideaucrest Home for the months of January, February and March, 1973, be approved.

Note: Copy of Summary of Tender 73-2 distributed to all members of Council.

CARRIED
AS AMENDED

Respectfully submitted,

(signed)
D. G. Timmins (CHAIRMAN)
J. L. McDougall
V. C. Brightman
K. W. Matthews
E. Watts

Alderman Keenelyside presented Report No. 136 of the Parks, Recreation and Property Committee as follows.

Moved by Alderman Keenleyside, Seconded by Alderman Brightman, That Report No. 136 of the Parks; Recreation and Property Committee be received and adopted.

REPORTS (cont'd)

Report No. 136 - Parks, Recreation and Property Committee (cont'd)

REPORT NO. 136

To the Mayor and Members of Council. Kingston, December 6, 1972.

The Committee on Parks, Recreation and Property reports and recommends as follows:

1. That the following accounts be paid:

Pacific Stage Lines	$610.00
Hotel Fort Gary	$376.72
C.N. Passenger Service	$5,326.25
Hotel Vancouver	$3,276.00

Note: The above expenditures are associated with the Senior Citizens Westward Ho The Wagon Trip which was financed from a Federal Government Grant and from Community Programs revenue.

J. Hungerford Smith Co. Ltd. - $467.00 - hot chocolate drink base for canteens at the Youth Centres.

CARRIED

Respectfully submitted,

(signed) J. L. Keenleyside (CHAIRMAN)
V. C. Brightman
T. A. Hagerman
G. N. Speal
G. W. Vosper

Alderman Speal presented Report No. 137 of the City of Kingston Planning Board as follows.

Council consented to the the amendment of Clause 1 (1) (a) by deleting "(i) New Steel Material outlet and warehouse.", for presentation to Council.

Moved by Alderman Speal, Seconded by Alderman Keyes, That Report No. 137 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 137

To the Mayor and Members of Council. Kingston, December 7, 1972.

The City of Kingston Planning Board reports and recommends as follows:

1. THAT WHEREAS application has been made by Mr. Irving Rosen to rezone a 30.47 acre parcel being Part of Lot 22, Conc. 3, in the City of Kingston on Counter Street from M3 to M4 (Industrial) of By-Law 3078;

AND WHEREAS the applicant proposes to use the land for the purpose of operating a secondary steel material outlet including scrap ferrous and non-ferrous metals, a new steel warehouse and the reconditioning and selling of used machinery;

AND WHEREAS in the opinion of the Planning Board these uses can be compatible with the surrounding uses as well as other permitted uses in the M3 zone and that there are valid locative factors inherent in this particular site which are conducive to the establishment of these activities:

REPORTS (cont'd)

Report No. 137 - City of Kingston Planning Board (cont'd)

1. (cont'd)

(1) By-Law 3078 be amended to provide that the area of land consisting of 30.47 acres on the north side of Counter Street as shown on the Plan of Survey of Part of Lot 22, Con. 3, City of Kingston, by Allen R. Burgham, O.L.S., dated January 19, 1972, be rezoned from M3 to M3 (modified) so that the permitted uses and regulations of the M3 zone shall apply except that:

(a) PERMITTED USES SHALL ALSO INCLUDE:

(i) Reconditioning and selling of used machinery.

(ii) Scrap ferrous and non-ferrous metal storage.

(b) Notwithstanding the above the area to be used for scrap ferrous and non-ferrous metal storage shall be restricted to an area on the subject property north of a line 190 feet from Counter Street to be adequately screened with said screening to be satisfactory to the City.

(c) No building be constructed on, nor any industrial land use occupy, any portion of the subject property which is less than 100 feet from Counter Street and that these lands which are less than the 100 feet from Counter Street shall be used solely for the purposes of landscaping and parking in association with the permitted uses on the remaining lands and access to these lands.

(2) That the foregoing amendment to the Zoning By-Law 3078 shall be subject to the following conditions:

(a) Deeding of a 26 foot strip of land along Lappan's Lane where it abuts the subject property to the City for road widening purposes.

(b) Deeding of a 20½ foot strip of land along the western boundary of the subject property to the City for road widening purposes and that an additional 20½ foot strip of land along the western boundary of the subject property be purchased by the City at the per acre rate that the applicant paid for the property for road widening purposes.

Or Alternatively

Subject to the concurrence of the Engineering Dept. the watercourse be diverted to the western boundary of the property and that a 41 foot strip of land along the western boundary of the subject property be deeded to the City for the watercourse and for road widening purposes.

(c) That a one foot reserve along the western boundary of the subject property be deeded to the City.

(d) That the owner agrees that a restrictive covenant in a form satisfactory to the City Solicitor shall be prepared and executed by the Owner and the City, and then registered at the Registry Office in the City of Kingston at the owner's expense.

The restrictive covenant shall provide that vehicular access to the property will be restricted to Counter Street and Lappan's Lane at a location satisfactory to the City.

REPORTS (cont'd)

Report No. 137 - City of Kingston Planning Board (cont'd)

(1) (2) (cont'd)

(e) That the applicant enter into a Development Agreement with the City which, in addition to the City's standard requirements in respect to Municipal services,will provide for the deeding to the City of a 40 foot wide strip of land adjacent to portions of the southern and northern boundaries and the entire eastern boundary of the subject property for the purpose of relocating the existing watercourse.

Or Alternatively

If subsequent investigation by the Engineering Department indicates that the existing watercourse should be relocated along the proposed street on the western boundary of the applicant's property, the Agreement shall provide for any easements on the applicant's property required for the purpose of storm drainage.

(f) That the applicant enter into the City's standard Site Plan Agreement for the subject property which, in addition to the City's standard requirements will provide for buffering, screening and the location of fire hydrants to the satisfaction of the City.

(3) The Owner agrees that restrictive covenants in a form satisfactory to the City Solicitor shall be prepared andexecuted by the Owner and the City, and then registered at the Registry Office in the City of Kingston at the owner's expense against the title of the property owned by the latter on Rideau Street and currently used as a scrapyard.

The restrictive covenants shall provide for the following:

(a) That the owner shall not be opposed to any rezoning undertaken by the City of the Rideau Street lands from industrial to residential in conformity with the Official Plan.

(b) That the owner agrees to terminate all industrial activities on the Rideau Street lands within two years of the commencement of the industrial useof the 30.47 acre site on Counter Street west of Lappan's Lane.

(c) That the Rideau St. lands shall not be used for non-residential uses subsequent to the end of the two year period referred to in paragraph 2 above.

(See By-Law 1, 2 and 3: Nos. 7537, 7538 and 7539) *CARRIED*

2. That Council does hereby certify that By-Law No. 7537, "A By-Law to Amend By-Law 3078, Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas (Zone Change from M3 to M3 (modified), 30.47 acre parcel of land being Part of Lot 22, Con. 3, on Counter Street) is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED

3. WHEREAS an application by Mr. Irving Rosen to rezone a 30.47 acre parcel of land on the north side of Counter Street west of Lappan's Lane to permit the establishment of a scrap metal operation has been recommended for approval;

AND WHEREAS Clause 7 (h) of By-Law No. 2 of the Board of Police Commissioners essentially restricts the height of scrap piles

Report No. 137 - City of Kingston Planning Board (cont'd)

(3) (cont'd)

in such an operation to a maximum of 10 feet;

THEREFORE BE IT RESOLVED that it be recommended to the Board of Police Commissioners that By-Law No. 2 be amended to permit scrap metal to be piled to a height of 40 feet within the permitted areas on this subject property to be rezoned.

- AND -

WHEREAS Clause 7 (a) of By-Law No. 2 of the Board of Commissioners of Police stipulates that the subject area to be rezoned be surrounded by a close boarded fence of 8 to 10 feet in height;

THEREFORE BE IT FURTHER RESOLVED that it be recommended to the Board of Police Commissioners that By-Law No. 2 be amended to permit the erection of a chain link fence in lieu of the board fence on this subject property to be rezoned.

CARRIED

4. WHEREAS the Department of Transportation and Communications and the Public Utilities Commission have provided for the landscaping of a substantial area to the front of their respective Administrative structures on Counter Street thereby establishing an aesthetically pleasing exposure along that street;

AND WHEREAS attempts are being made by the City to have similar features integrated on the property of Mr. I Rosen in keeping with the overall character of the area as now established;

AND WHEREAS the Public Utilities Commission operates an outdoor storage area between the above mentioned properties on Counter Street which detracts from the existing streetscape;

THEREFORE BE IT RESOLVED that the Public Utilities Commission provide for more adequate screening of this storage area and that a strip of land adjacent to Counter Street be landscaped in a manner compatible with adjacent properties.

CARRIED
(Ald. Vosper opposed.)

5. (1) That the following plans be approved for the Headway Development Project on Weller Avenue, it being noted that these plans have been approved by Ontario Housing Corporation and a conditional building permit granted subject to site plan approval:

Site Plans:	A-1	Overall Site Plan
	A-1	Senior Citizen Units Site Plan
	A-2	Site Plan Block D
	A-3	Site Plan Block H
	A-4	Site Plan Block L
	A-5	Site Plan Block M
Elevations:	A-15	Site D, Buildings 1 and 2
	A-16	Site D, Buildings 3, 4 and 7
	A-17	Site D, Buildings 5 and 6
	A-18	Site H, Buildings, 1, 2, 3 and 7
	A-19	Site H, Buildings 4, 5, 6 and 8
	A-20	Site L, Buildings, 1, 2, 4 and 5
	A-22	Site M, Buildings 1, 2, 3 and 4
	A-23	Site M, Buildings 5, 6 and 7
	A-6	Senior Citizen Units elevation.

REPORTS (cont'd)

Report No. 137 - City of Kingston Planning Board (cont'd)

5. (cont'd)

(2) That the approval of these plans is subject to the following conditions:

(a) In Block D, the paving stones are to support the weight of a twenty ton vehicle without distortion.

(b) All the gas flues should be painted to match the roof colour.

(c) The landscape plans will be considered at a later date.

CARRIED

Respectfully submitted,

(signed) *G. N. Speal* (CHAIRMAN)
K. Keyes
E. V. Swain
G. W. Vosper

Alderman Travers presented Report No. 138 of the Fire, Legislation and Housing Committee as follows.

Council consented to the addition of Clause 4 for presentation to Council.

Moved by Alderman Travers, Seconded by Alderman Matthews, That Report No. 138 of the Fire, Legislation and Housing Committee be received and adopted clause by clause.

REPORT NO. 138

To the Mayor and Members of Council. Kingston, December 7, 1972.

The Committee on Fire, Legislation and Housing reports and recommends as follows:

1. That the following accounts for repairs and brokerage fees to the 1965 LaFrance Elevated Platform Fire Truck be approved for payment:

American LaFrance, Elmira, N.Y.	$8,440.00
Peace River Brokerage Limited, Fort Erie, Ontario	1,550.78
Total	$9,990.78

Note: City Council has approved the provision of funds from Finance Contingencies.

CARRIED

2. That By-Law No. 7530, A By-Law to Amend By-Law No. 1, "A By-Law to Regulate Council Procedures," be amended on third reading by deleting the following sentence from Section 36:

"Any member of the Council may request that Council go into the Committee of the Whole to consider second reading of a particular by-law, and when requested by any member of the Council be read clause by clause,"

and substituting therefor the following sentence:

"Immediately prior to the taking of a vote on the second reading of a by-law or by-laws, Council shall go into the Committee of the Whole if so requested by any member of Council."

CARRIED
(Ald. Keenleyside and Ald. Webb opposed.)

REPORTS (cont'd)

Report No. 138 - Fire, Legislation and Housing Committee (cont'd)

3. That, as recommended by the Clerk-Comptroller, since the nomination and election of municipal representatives is now covered under the provisions of the Municipal Elections Act, a by-law be presented to Council to repeal By-Law No. 40, "A By-Law to Provide for Nomination and Election of Mayor, Aldermen and Public Utilities Commissioners in the City of Kingston."

(See By-Law 6: No. 7542) *CARRIED*

4. That the following resolution of the Public Utilities Commission be endorsed:

> *"That the Public Utilities Commission of the City of Kingston make known to the Government of the Province of Ontario by means of representations to the Honourable Mr. C.J.S. Apps, MLA for Kingston and the Islands, its full support for the position and views expressed in the submission of the O.M.E.A. to the Premier of the Province of Ontario with respect to Task Force Hydro Report #1 on 19 September, 1972, and that this Commission finds of greatest concern and most disturbing those sections of the said Report which deal with the designation of Ontario Hydro as a crown corporation, with the rights, autonomy and responsibilities of the municipal utilities and with the ownership and control of Ontario Hydro."*

CARRIED

Respectfully submitted,

(signed) D. J. Travers (CHAIRMAN)
K. W. Matthews
W. T. J. Cook
T. A. Hagerman
E. Watts

Alderman Webb presented Report No. 139 of the Finance and Accounts Committee as follows.

Council consented to the addition of Clause 11 and Clause 12, as amended, Clauses 13 to 20, with Clause 16 as amended, for presentation to Council.

Moved by Alderman Webb, Seconded by Alderman Keyes, That Report No. 139 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 139

To the Mayor and Members of Council. Kingston, December 6, 1972.

The Committee on Finance and Accounts reports and recommends as follows:

1. That NO ACTION be taken on the request of the City of Windsor that a contribution be made by the City of Kingston in support of the Essex County Flood Relief Fund.

CARRIED

2. That, as recommended by the Traffic and Streets Committee, the City owned land between Princess and Concession Streets at Tower Street be assembled as soon as possible and turned over to the Parking Authority for a parking lot;

- and -

that a temporary right-of-way be granted to the Loblaw's Groceteria Co. Ltd. for the term of their present lease, with location, design and compensation for this temporary access to be negotiated by the Parking Authority and Loblaw's Groceteria Co. Ltd.;

REPORTS (cont'd)

Report No. 139 - Finance and Accounts Committee (cont'd)

2. (cont'd)

- and -

that, at the end of Loblaw's lease, this temporary access be provided subject to 30 days' notice to cancel such access if required by the City or the Parking Authority.

CARRIED

3. That, as recommended by the City Treasurer, the Mayor and City Treasurer be authorized to invest up to $400,000. of the "Sewer Capcity Reserve Fund" in City of Kingston Current Fund Treasury Notes for the period December 15th, 1972 until May 21st, 1973, or on demand, since the current fund may not require the funds until May 21st, or the funds may be required for the Reserve Fund prior to May 21st, 1973. Interest to be allowed based on 90-179 day Fixed Term deposit rate at the Bank of Montreal on December 15th, 1972.

CARRIED

4. That, as recommended by the Parking Authority:

WHEREAS the revenue and usage have both increased on the Chown Memorial Parking Lot and the Robert Bruce Parking Garage since the rates were increased to 20¢ per hour; and

WHEREAS the rates on the Angrove Parking Lot and Hanson Garage have not increased since their opening, despite increases in operating and maintenance costs; and

WHEREAS parking stamps are still issued by the merchants; and

WHEREAS parking rates in Kingston are low compared to other cities of our size and larger:

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law No. 4489, "A By-Law to Regulate, Supervise and govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges on Attendant Operated Parking Lots," to provide that the hourly rates on the Hanson Garage and the Angrove Parking Lot be increased to 20¢ per hour for each hour, from 15¢ for the first hour and 10¢ for each subsequent hour, on a six month trial basis.

(See By-Law 7: No. 7543) *CARRIED*

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to amend Schedule "A" attached to By-Law No. 7221, "A By-Law to Authorize the Execution of an Agreement with J.D. Lee Engineering Limited (Sewer Camera Inspection: Strathcona Park Area)," to extend engineering services to include the televising, photographing and reporting on all the storm and sanitary sewers in Strathcona Park that were not included in the previous report, at a total cost of $12,500.00;

- and -

that funds be provided from the Sewer Reserve Fund.

(See By-Law 8: No. 7544) *CARRIED*

REPORTS (cont'd)

Report No. 139 - Finance and Accounts Committee (cont'd)

6. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of an agreement with Caribou Construction Limited to amend Contract 72-15W for construction of the King Street combined sewer as follows:

Item	Description	Approx. Quantity	Prev. Quantity	Unit Price	Total
1 (c)	breaker rock in excess of quantity in Item 1(a)	16.6 c.y.	2 c.y.	$70.	$1,162.

(See By-Law 9: No. 7545)

CARRIED

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the execution of a supplementary Agreement with the Department of National Defence to authorize them to connect their proposed forcemain from Barriefield House to the City of Kingston's 42" diameter trunk sewer which is located approximately 260 feet south of Barriefield House, as shown on D.N.D. drawings SK-b35-7001-1 and 2 dated November 23, 1972; and that the Department be required to install the sewer and make the connection in accordance with City specifications and under the supervison of the Commissioner of Works or by an engineering firm approved by the Commissioner of Works and that they also be required to pay for the cost of supervision, testing and inspection of the work.

(See By-Law 10: No. 7546)

CARRIED

8. That the Regular Meeting of City Council scheduled to be held on December 27th, 1972 be CANCELLED.

CARRIED

9. That a Caucus Meeting of Council be held on Wednesday, December 27th, 1972 at 7:00 P.M.

CARRIED

10. That the unexpended balances in budget appropriations be used to finance over-expenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

CARRIED

11. That the 1973 Inaugural Meeting of City Council be held on Monday, January 8th, 1973 at 5:30 P.M.

CARRIED

12. That application be made for approval of the projects listed on Schedule "A" attached to this report under the Provincial Municipal Employment Incentive Program, it being understood that the City's share is nil on all of these projects except the relief sewer on Glengarry Road. On Glengarry Road the City's share is $10,400. to be charged to the sewer reserve fund.

(Note: Revised total is $279,036. which includes the share allowance for other expenses in the 20% Provincial allowance. Original total was $272,590

CARRIED
AS AMENDED

REPORTS (cont'd)

Report No. 139 - Finance and Accounts Committee (cont'd)

13. That, as recommended by the Social Services Committee, application be made for approval of the employment of one Clerk I in the Social Services Department from January to May, 1973 (man days - 109), under the Provincial Municipal Employment Incentive Program, at an estimated cost of $2,272.00.

(NO ACTION - INCLUDED IN CLAUSE 12)

14. That, as recommended by the Purchasing Agent, the quotation of Hanson and Edgar Limited to print 1000,000 copies of the Tercentenary Calendar No. 3, including binding, trimmings, etc., and to consist of 56 pages, being the lowest quotation received, at a cost of $5,103.84, be accepted.

Note: There is provision for this expenditure in the Tercentenary Committee Budget.

CARRIED

15. That the accounts of Adproco Sales Limited, Willowdale, Ontario, totalling $6,961.50, for supplying 225,000 custom molded Tercentenary lapel pins, based on the lowest quotation received, be approved for payment.

Note: There is provision for this expenditure in the Tercentenary Committee Budget.

Quotations were received as follows:

Elias Bros. of Montreal	*$46.00 per 1,000.*
C.F. Baker & Son, Toronto	*$45.00 per 1,000.*
Formun Mfg., Willowdale	*$40.00 per 1,000.*
Adproco Sales Limited	*$26.00 per 1,000.*

CARRIED

16. That, since subsidy money is available during 1972 for land acquisition in connection with the Connecting Link Agreement at the Traffic Circle, payment be authorized without prejudice, as follows, it being understood that the deed for the land will be held in escrow until a settlement is negotiated:

Canadian Tire Corporation Limited,
Part of Lots 20 and 21, Conc. 2,
consisting of 12,185 square feet,
in the amount of $38,325.00.

Note: This does not include a second parcel of land for which a survey is being made and for which no appraisal has been received.

CARRIED

17. That List of Accounts No. 11 dated November 30th, 1972 in the amount of $1,327,149.71, for expenditures incurred under proper authorization, be confirmed.

Note: List of Accounts distributed to each member of Council.

CARRIED

REPORTS (cont'd)

Report No. 139- Finance and Accounts Committee (cont'd)

18. That the account of Robert Purtell Cartage in the amount of $1,042.00, for moving printing and computer machines, large desk, refrigerator and piano from City Hall to 19 Queen Street, 86 Clarence Street and 370 King Street West, as a charge against Work in Progress No. 1003, be authorized for payment.

CARRIED

19. That, as recommended by the Public Works Committee, application be made to Central Mortgage and Housing Corporation for an N.H.A. Loan in the amount of $880,000.00 to assist the City in financing the Water Pollution Control Plant Expansion of Primary Capacity.

CARRIED

20. That, as recommended by the Social Services Committee, application be made for approval of the employment of two Homemakers in the Social Services Department from January to May 1973 (man days - 218), under the Provincial Municipal Employment Encentive Program, said homemakers to look after the elderly and aged citizens, and to be two persons on the Welfare rolls, at an estimated cost of $4,758.00 (being labour cost of $4,664.00 and supervisory cost of $94.00).

(NO ACTION - INCLUDED IN CLAUSE 12.)

Respectfully submitted,

(signed)
E. V. Swain (CHAIRMAN)
G. L. Webb
J. L. Keenleyside
K. Keyes
D. G. Timmins
D. J. Travers

SCHEDULE "A"
Finance and Accounts
Report No. 139

	Man Days	Payroll Cost
Visiting Homemaker for Aged	200	$4,958.
Social Services Clerical Help	100	2,272.
Clean Ditches	481	16,800.
Remove Sidewalk Obstacles	228	8,000.
Parking Meter Relocation	85	3,000.
Clear Snow from Bus Stops	213	7,500.
Brush Clearing	285	10,000.
Clean-Up City Laneways	285	10,000.
Survey Utility Locations	500	17,000.
Relief Sewer Glengarry	80	* 3,000.
Dutch Elm Removal - Private Property	1,468	48,600.
Dutch Elm Removal - City Property	1,250	41,400.
Creativity Centre	543	18,000.
Parks & Waterfront Clean-Up	906	30,000.
Tree Planting	181	6,000.
Survey & Disconnection of Eave Troughs	171	6,000.
		$232,530.
Allowance for other expenses 20%		46,506.
		$279,036.

* $10,400.00 City's share to be provided from Reserve Fund for Sewer Capacity

REPORTS (cont'd)

Alderman Vosper presented Report No. 140 of the Airport Committee as follows:

Council consented to addition of Clause 3 for presentation to Council.

Moved by Alderman Vosper, Seconded by Alderman Keenleyside, That Report No. 140 of the Airport Committee be received and adopted clause by clause.

REPORT NO. 140

To the Mayor and Members of Council. Kingston, December 6, 1972.

The Airport Committee reports and recommends as follows:

1. That, as recommended by the Project Engineer for the Department of Transport, further work on Contract 72-41 be discontinued since it would not meet the standards of quality required and the contract with Bennett Paving and Materials Limited be amended as follows:

   1. That all work on Contract 72-41 be deferred except the following items:

      (1) Place asphalt ramping at edges of Runway 01-19 and apron when these abut the taxiway to allow snow removal equipment to operate without damage. The contractor shall be paid for this work at the unit prices in the contract at a total cost not to exceed $800. Cost of removal of this temporary asphalt shall be borne by the contractor on resumption of paving.

      (2) The contractor, at his own expense, shall place plywood covers over manholes beneath gratings and backfill surrounding area with crushed stone to adjoining paved surface elevations. This to avoid damage to aircraft which may run off edge of pavement during winter months.

      (3) The contractor, at his own expense, shall complete all electrical work necessary to allow runway and taxiway lighting to operate as required under the contract.

      (4) It is agreed and understood that the contractor will not proceed with the work in the contract that has been deferred until the Federal Government has appropriated funds for this work and until the contractor is notified by the City to proceed.

      Note: Runway 01-19 and the apron areas are now substantially complete.

(See By-Law 11: No. 7547)

CARRIED
(Ald. Speal opposed.)

2. That the following holdback payments (septic tank work) be approved:

Anchor Concrete Products and C. Holder's Sand and Gravel	$585.92
Riddle General Haulage and C. Holder's Sand and Gravel	$560.00

CARRIED

REPORTS (cont'd)

Report No. 140 - Airport Committee (cont'd)

3. That the account of J. A. Minnes, O.L.S., for survey work at the airport be approved as follows:

Services	$2,305.00
Disbursements	383.00
TOTAL	$2,688.00

CARRIED

Respectfully submitted,

(signed) *E. V. Swain*
G. W. Vosper
J. L. Keenleyside
G. N. Speal
D. J. Travers

UNFINISHED BUSINESS

Mayor Swain said that photographs of the last City Council meeting in the City Hall Council Chamber would be available for examination at the end of the meeting by those Aldermen who wished to obtain copies of the colour photographs.

Alderman Keenleyside suggested that the Olympic Committee consider the location of the Sailing Headquarters in the Cataraqui Bay at an estimated cost of $182,000, plus $500,000 for buildings.

Alderman Keenleyside said that he had received a number of complaints about line-ups and the number of ballots used for the liquor votes. He suggested that the Mayor and Aldermen should have been listed on one ballot. At one Polling Subdivision voters were lined up for three quarters of an hour. The Poll Clerks were only paid $20.00 for more than fifteen hours work.

Mayor Swain said that the site proposed by Alderman Keenleyside for the Olympic Sailing Headquarters had been considered and rejected by the consultants.

Mayor Swain noted that the number of ballots for the liquor, beer and wine questions were determined by the Province and not by the City. He suggested that election problems should be brought to the attention of the Fire, Legislation and Housing Committee.

Alderman Timmins suggested that the 1973 Traffic and Streets Committee should consider the question of short term parking in front of homes.

In reply to the question from Alderman Timmins, Alderman Keenleyside said that the land he proposed for the Olympics was publicly owned - owned by the Federal Government.

Alderman Speal said that the Mayor and he would be ringing in the New Year in order to show Council participation at the beginning of Tercentenary year. He suggested that the Members of Council after being present for the ringing of the bell should attend one of the eighteen New Years Eve Church services.

Alderman Speal said that at Caucus it was sometimes difficult to get volunteers to serve on Committees. He suggested that an advertisement be placed in the press requesting interested citizens who are willing to volunteer their services on the Committees to telephone their Aldermen or the Mayor's office.

Alderman Matthews referred to an article in the Kingston Whig-Standard "Democracy Working Overtime". He said that the Area Ratepayer's Association had not endorsed any candidates. The people in the area had supported him because of his position on high-rise apartment buildings.

Alderman Vosper said that he had raised his hand to speak in opposition to Clause 2, Report No. 133, because he was concerned about egress from the Lower Campus where a left hand turn would have to be made at Union Street. He wished to be placed on record that he was opposed to the clause.

UNFINISHED BUSINESS (cont'd)

Alderman Vosper said that the statement by Alderman Keenleyside that his proposed Olympic site at Cataraqui Bay was in the City of Kingston was incorrect since the City had agreed to the acquisition of this area by the Township when the Suburban Road Commission straightened out the Front Road.

Alderman McDougall said that if Clause 4, Report No. 138, which opposed the "Task Force Report" had not passed so quickly he would have opposed it since the status quo was not perfect.

Alderman Webb said he appreciated the tribute paid to him by the Kingston Whig-Standard but Flora Macdonald was the most popular political candidate.

Alderman Webb referred to an article in the "Toronto Star", dated December 9, 1972, concerning the proposed visit of the Queen to Prince Edward Island and the City of Toronto which made no mention of a definite visit to Kingston.

Mayor Swain said that he would be meeting very shortly with the Co-ordinator of the visit in connection with the visit of the Queen to Kingston.

Alderman Blaney said he had enjoyed his term of office on Council and expressed his appreciation to Mayor Swain, Members of Council, and officials for the pleasant association.

Alderman Matthews said that the residents in the area of the Headway Development would expect the shopping facilities to be provided before the apartments were built as this was part of the agreement with Headway.

BY-LAWS

(a) Moved by Alderman Timmins,
Seconded by Alderman Travers,

That By-Laws 1 to 11 receive their first reading.

CARRIED

(b) Moved by Alderman Vosper,
Seconded by Alderman Watts,

That Council resolve itself into a Committee of the Whole to give By-Laws 1 to 11 their second reading.

Ald. G. N. Speal, Chairman.

CARRIED

(c) Moved by Alderman Webb,
Seconded by Alderman Blaney,

That Council rise from the Committee of the Whole and the Chairman report that the by-laws have been considered in the Committee of the Whole and have received their second reading.

CARRIED

(d) Alderman Speal reported that By-Laws 1 to 11 had been considered in the Committee of the Whole and had received their second reading.

(e) Moved by Alderman Brightman,
Seconded by Alderman Cook,

That Rule 35 be suspended for the purpose of giving By-Laws 4 to 11 their third reading.

CARRIED

BY-LAWS (cont'd)

(f) Moved by Alderman Hagerman,
Seconded by Alderman Keenleyside,

That By-Laws 4 to 18 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 3078, "Zoning By-Law For the 1930, 1931 and 1952 Annexation Areas" (Zone Change From M3 to M3 (Modified) 30.47 Acrea Parcel of Land Being Part of Lot 22, Con. 3, On Counter Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7537)
Clause 1, Report No. 137, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(2) A By-Law to Authorize the Execution of A Development Agreement With Mr. Irving Rosen (Rezone a 30.47 Acre Parcel of Land Being Part of Lot 22, Con. 3, On Counter Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7538)
Clause 1, Report No. 137, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(3) A By-Law to Authorize the Execution of a Site Plan Agreement With Mr. Irving Rosen (Rezone a 30.47 Acre Parcel of Land Being Part of Lot 22, Con. 3, On Counter Street)

(FIRST AND SECOND READINGS) (PROPOSED NO. 7539)
Clause 1, Report No. 137, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0

(4) A By-Law to Authorize the Execution of An Agreement With August S. Marker (Committee of Adjustment Application No. 646 Conveyance of Land On Conacher Drive - Site Plan)

(THREE READINGS) (PROPOSED NO. 7540)
Committee of Adjustment

(Note: This agreement provides that upon approval of said site plan by the City the proposed buildings and other works shown on the site plan will be erected in conformance with the said site plan and if construction is not commenced within six months of date of approval of the said site plan, the site plan will become null and void and a new site plan must be submitted.)

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(5) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic In the Highways of the City of Kingston Subject to the Provisions of the Highway Traffic Act (Clause 1, Report No. 133)

(THREE READINGS) (PROPOSED NO. 7541)
Clause 1, Report No. 133, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(6) A By-Law to REPEAL By-Law No. 40 "A By-Law to Provide For Nomination and Election of Mayor, Aldermen and Public Utilities Commissioners in the City of Kingston" (Nomination and Election of Municipal Representatives Now Under Provisions of the Municipal Elections Act)

(THREE READINGS) (PROPOSED NO. 7542)
Clause 3, Report No. 138, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(7) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges on Attendant Operated Parking Lots" (Increase Rates On Hanson Garage and Angrove Parking Lot)

(THREE READINGS) (PROPOSED NO. 7543)
Clause 4, Report No. 139, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(8) A By-Law to Authorize the Execution of An Agreement With J. D. Lee Engineering Limited to Amend the Contract For Sewer Camera Inspection In the Strathcona Park Area (Inclusion of the Televising Photographing and Reporting On All Storm and Sanitary Sewers In Strathcona Park Not Previously Reported On)

(THREE READINGS) (PROPOSED NO. 7544)
Clause 5, Report No. 139, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(9) A By-Law to Authorize the Execution of An Agreement With Caribou Construction Limited to Amend Contract 72-15W For a Combined Sewer In King Street (Increase Quantities)

(THREE READINGS) (PROPOSED NO. 7545)
Clause 6, Report No. 139, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(10) A By-Law to Authorize the Execution of A Supplementary Agreement With the Department of National Defence

(THREE READINGS) (PROPOSED NO. 7546)
Clause 7, Report No. 139, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

(11) A By-Law to Authorize the Execution of An Agreement With Bennett Paving and Materials Limited to Amend the Contract 72-41 For Airport Development Phase I (To Defer Paving of Taxi Strips and For the Construction of Ramps Along the Taxi Strips)

(THREE READINGS) (PROPOSED NO. 7547)
Clause 1, Report No. 140, 1972.

FIRST READING - CARRIED 15:0
SECOND READING - CARRIED 15:0
THIRD READING - CARRIED 15:0

BY-LAWS (cont'd)

(12) A By-Law to Authorize the Construction of a Sanitary Sewer In the West Side of Montreal Street From 153 Feet North of Unopened Street Reg. Plan #368 Northerly 605 Feet and Non-Abutting Equally Benefited Frontage From 758 Feet North of Unopened Street Reg. Plan #368 Northerly 75 Feet Under the Provisions of Section 12 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7455)
Clause 24B, Report No. 92, 1972.

THIRD READING - CARRIED 15:0

(13) A By-Law to Authorize the Reconstruction of Certain Pavements Under the Provisions of Section 12 of The Local Improvement Act

(THIRD READING) (PROPOSED NO. 7457)
Clause 26B, Report No. 92, 1972.

THIRD READING - CARRIED 15:0

(14) A By-Law to Authorize the Increase of the Capacity of the Water Pollution Control Plant to Thirteen and One-Half Million Gallons Per Day (General Rate)

(THIRD READING) (PROPOSED NO. 7509)
Clause 1, Report No. 119, 1972.

THIRD READING - CARRIED 15:0

(15) A By-Law to Amend By-Law No. 7197, "A By-Law to Authorize the Construction of Certain Separate Storm Sewers and the Replacement of Certain Sanitary Sewers Under the Provisions of Section 8 of The Local Improvement Act (Area "C" - Phase VI)" (Reduce M.T.C. Subsidy and Increase Debenture Amount)

(THIRD READING) (PROPOSED NO. 7511)
Clause 3B, Report No. 119, 1972.

THIRD READING - CARRIED 15:0

(16) A By-Law to Amend By-Law No. 1, 1966, "A By-Law to Regulate Council Procedures" (Committee of the Whole)

(THIRD READING) (PROPOSED NO. 7530)
Clause 2, Report No. 124, 1972.
-as amended by-
Clause 2, Report No. 138, 1972.

THIRD READING - CARRIED 13:2
(Ald. Keenleyside and Ald. Webb opposed.)

(17) A By-Law to Authorize the Execution of An Agreement With Ontario Housing Corporation (Subdivision H.O.M.E. Project On Former Kingston Psychiatric Hospital Property On Mowat Avenue)

(THIRD READING) (PROPOSED NO. 7531)
Clause 4, Report No. 131, 1972.

THIRD READING - CARRIED 15:0

(18) A By-Law to Authorize the Execution of An Agreement With City Paving Co. Limited to Amend Contract 72-1W(R) For Construction and Reconstruction of Concrete Sidewalks (Extension of Completion Date)

(THIRD READING) (PROPOSED NO. 7533)
Clause 5, Report No. 132, 1972.

THIRD READING - CARRIED 15:0

MOTIONS

(1) Moved by Alderman Webb,
Seconded by Alderman Vosper,

That the thanks of Council be extended to his Worship Mayor Valorie Swain for his outstanding service on behalf of the City in his capacity as Mayor during the past four years and that our best wishes be extended to him for the future.

CARRIED

(A Standing Ovation was given to Mayor E. Valorie Swain, Q.C.)

FAREWELL REMARKS TO COUNCIL OF MAYOR E. VALORIE SWAIN, Q.C.

And now, Gentlemen, we come to the close of the final meeting of the 1971-72 Council and to my last official act, at least in this Chamber, as the Head of this Council. While to some it may be a time of regret, to myself it is a time of reflection wrapped in a sense of accomplishment.

On January 9, 1969, I was first sworn in as Chief Magistrate of this old and historic city. On January 4, 1971, I once again had the Chain of Office placed about my neck and took the Chair to work with you over the past two years. For 48 months I have tried to guide this City along paths and in directions which I deemed were appropriate. I have not been successful in everything I chose to do, but life would be rather unchallenging if all our efforts were crowned with success. In any event, I have no complaint and would not likely do anything differently were it accorded to me to repeat these past four years. As was said by John Whittier, "For of all sad words of tongue or pen, the saddest are these: 'it might have been'."

As I bide each of you farewell, I feel it is appropriate to note, especially for those of us who have served the past four years together, that our service to this community has not been uneventful.

We leave the Corporation in a good financial position with a qualified and dedicated Municipal civil service. We have received some relief for our tax exempt property burden and have amply justified our claim for more.

We have established liaison merchanisms with Queen's University and the area hospitals on a more formal basis than has ever existed before.

We have created a community school program where none had existed.

We have involved citizens to a greater extent than ever before through special Committees on Youth, the Arts, Downtown Revitalization, Tercentenary and Community Progress.

We have acted to preserve our Architectural heritage through Provincial Legislation and our Committee of Architectural Review.

We have new housing units on Portsmouth Avenue, Cliff Crescent, Van Order Drive and our own housing development on Eldon Place, as well as sod turning for the Headway Project and the Home Plan.

We have finally reached the building stage of the $30,000.000. Marina City Project which will revitalize the Downtown area of Kingston in a way completely unimagined a decade ago.

We are at the heighth of preparations for the 1973 celebrations through the efforts of the Tercentenary Committee and will have a calendar of events designed to involve the entire community.

MOTIONS (cont'd)

FARWELL REMARKS TO COUNCIL OF MAYOR E. VALORIE SWAIN, Q.C. (cont'd)

We have continued our mammoth sewer separation program and have approved the expansion of our Sewage Treatment Plant.

We have commenced the renovation of our City Hall to provide our successors. the staff and the public with twentieth century facilities while maintaining the architectural integrity of that national monument.

We have readjusted ward boundaries to reduce inequities and to reflect the changes in our community.

We have approved an Official Plan and taken steps to control densities and block-busting.

We have sought and received the designation as the site of the 1976 Olympic Sailing Events and clearly established our right to be called the Fresh Water Sailing Capital of the world.

We have continued our program of Park and Recreation facility development and our new greenhouse, Municipal Golf Course, enhanced Lake Ontario Park and improved areas of active and passive activities.

We have established a Municipal Day Care Centre and continued to improve our care for the aged at Rideaucrest.

We have assisted in the creation of a Downtown Shopping Mall and turned a portion of Princess Street, for a one month period, back to the pedestrian.

We have acknowledged the ever-increasing demands of the automobile by improving intersections, installing signal lights, widening major arteries and starting on the removal of the traffic circle.

We have improved civic administration by constructing our new Police Headquarters and Public Utilities Service and Administration buildings.

We have acquired the Norman Rogers Airport from the Federal Government and are presently improving the runways.

This City may little note nor long remember what we say here, but I do believe it will be noted what we have done here. I have attempted to meet the duty assigned to me by the Municipal Act to recommend to Council "such measures as may tend to the improvement of the finances, health, security, cleanliness, comfort and ornament" of this municipality.

I have referred to only some of the Projects which are part and parcel of the past four years. It is my earnest hope that succeeding Councils will visualize a future as ripe with positive opportunities as did those of 1969-70 and 1971-72. It takes a bit more courage to be imaginative, but the results are far more indicative or what I believe the citizens of Kingston wish to be and to become.

May I close by thanking the senior staff, department heads and all employees of this Corporation for the courtesies and assistance extended to me over the past four years. I shall not individualize them by name, but some of my happiest memories of holding this office are directly related to daily association with the many truly wonderful men and women who are the Corporation of the City of Kingston.

May I thank the Members of Council for their support. We have not always agreed, but I have always recognized that our individual and joint purpose was to serve our fellow citizens.

To Mayor-Elect Speal: I think it is of no mean significance that one Member of the Old Skeleton Park Gang succeeds another. I wish you and your Council strength, courage and wisdom in the weeks and months ahead.

To each of you and yours, to the staff and to all citizens, I say Merry Christmas, Happy New Year and Goodbye.

MOTIONS (cont'd)

(2) Moved by Alderman Blaney,
Seconded by Alderman Cook,

That Council do now adjourn.

CARRIED

COUNCIL ADJOURNED AT 9:35 P.M.

(L.S.)

(signed) *T. J. McKibbin*
CLERK-COMPTROLLER

(signed) *E. V. Swain*
MAYOR

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